

## **EXHIBIT I**

### **Deposition of Terry Wilson**

Transcript of the Testimony of  
Terry Wilson

**Date:** September 25, 2007

**DANIEL B. KELLY**  
**vs.**  
**RICKY OWENS**

Printed On: October 18, 2007

Daniel Court Reporting, Inc.  
Phone: 205-250-7765  
Fax: 205-252-6224  
Email: danielreporting@aol.com

## Daniel Court Reporting, Inc.

1  IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA SOUTHERN DIVISION  DANIEL BRYAN KELLY, ) ) Plaintiff,           ) ) vs.                   ) Civil Action No. ) 2:50-CV-01150-MHT ) RICKY OWENS, et al., ) ) Defendant.           )  DEPOSITION OF TERRY WILSON  S T I P U L A T I O N S  IT IS STIPULATED AND AGREED, by and between the parties through their respective counsel, that the deposition of TERRY WILSON may be	3  trial, or at the time said deposition is offered in evidence, or prior thereto.  IT IS FURTHER STIPULATED AND AGREED that notice of filing of the deposition by the Commissioner is waived.  8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23
2  1 taken before Sandra Peebles Daniel, 2 Commissioner, Notary Public, State 3 at Large, at the Coosa County 4 Courthouse, Courthouse, One Main 5 Street, Rockford, Alabama 35136, on 6 the 25th day of September, 2007, 7 beginning at approximately 2:45 p.m.  8 IT IS FURTHER STIPULATED AND 9 AGREED that the reading of and 10 signature to the deposition by the 11 witness is waived, the deposition to 12 have the same force and effect as if 13 full compliance had been had with 14 all laws and rules of Court relating 15 to the taking of depositions.  16 IT IS FURTHER STIPULATED AND 17 AGREED that it shall not be 18 necessary for any objections to be 19 made by counsel to any questions, 20 except as to form or leading 21 questions, and that counsel for the 22 parties may make objections and 23 assign grounds at the time of the	2  1       I N D E X 2 EXAMINATION BY:           PAGE: 3 Mr. Stockham ..... 7-105 4 Ms. McDonald ..... 105-112 5 Mr. Willford ..... 112-119 6 Mr. Stockham ..... 119-120 7 8 9 10     E X H I B I T S 11 No exhibits were marked for 12 identification or offered as 13 exhibits to this deposition. 14 15 16 17 18 19 20 21 22 23

1 (Pages 1 to 4)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

1	APPEARANCES	5	1	having first been duly sworn, was	7
2			2	examined and testified as follows:	
3	BEFORE:		3		
4	Sandra Peebles Daniel,		4	EXAMINATION BY MR. STOCKHAM:	
5	Commissioner, Notary Public		5	Q. What's your name, please,	
6			6	sir?	
7	FOR THE PLAINTIFF:		7	A. Terry Lee Wilson.	
8	Mr. Richard J. Stockham, III		8	Q. And where do you live?	
9	STOCKHAM, CARROLL & SMITH, P.C.		9	A. Here in Rockford.	
10	2204 Lakeshore Drive		10	Q. How long have you lived	
11	Suite 114		11	here?	
12	Birmingham, Alabama 35209		12	A. Twelve years. Since '95.	
13			13	Q. Where did you live before	
14	FOR THE DEFENDANT:		14	that?	
15	Ms. Kristi McDonald		15	A. A short time with my mom	
16	MCDONALD & McDONALD		16	in Sylacauga, six months, while I	
17	1005 Montgomery Highway		17	was building my house. Before that	
18	Birmingham, Alabama 35216		18	all over the world, military.	
19			19	Q. How old are you?	
20	Mr. Gary L. Willford		20	A. Fifty-three.	
21	WEBB & ELEY		21	Q. And did you go to high	
22	7475 Halcyon Pointe Dr.		22	school --	
23	Montgomery, Alabama 36124		23	A. Yes, sir.	
1	I, Sandra Peebles Daniel, a	6	1	Q. -- here?	8
2	Court Reporter of Birmingham,		2	A. Graduated from B.B. Comer	
3	Alabama, Notary Public, State at		3	in Sylacauga.	
4	Large, acting as Commissioner,		4	Q. What year?	
5	certify that on this date, as		5	A. '72.	
6	provided by Rule 30 of the Alabama		6	Q. Did you go to college?	
7	Rules of Civil Procedure, and the		7	A. Went off into the military	
8	foregoing stipulation of counsel,		8	right after graduation from high	
9	there came before me at the Coosa		9	school and attended college	
10	County Courthouse, Courthouse, One		10	throughout my career through the	
11	Main Street, Rockford, Alabama		11	community college of the Air Force.	
12	35136, on the 25th day of September,		12	Q. You were in the Air Force?	
13	2007, at or about 2:45 p.m., TERRY		13	A. Yes, sir.	
14	WILSON, witness in the above cause,		14	Q. From when to when?	
15	for oral examination, whereupon the		15	A. '72 to '95.	
16	following proceedings were had:		16	Q. And what did you do in the	
17			17	Air Force?	
18	THE COURT REPORTER: Usual		18	A. Mostly -- my twenty-two	
19	stipulations?		19	years was mostly in command and	
20	MS. McDONALD: Yeah.		20	control and communications.	
21	MR. STOCKHAM: Yes.		21	Q. What is that --	
22			22	A. Career field. Command	
23	TERRY WILSON,		23	post. Command center operations.	

2 (Pages 5 to 8)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

	9	11
1 Q. Explain that for me --	1 she's recently married, three years	
2 A. A nerve center of sorts.	2 ago, a Warner. Terra Warner now.	
3 Each base has a command post for	3 Q. Where does she live?	
4 all communications and dispatching	4 A. Omaha, Nebraska.	
5 and managing and monitoring all the	5 Q. Did you have any	
6 activities and events that go on	6 employment while you were in the	
7 for the air wing and staff of that	7 military outside of working for the	
8 base. And so you have constant	8 government?	
9 communications coming through the	9 A. I did. I'm trying to	
10 nerve center, command center. And	10 think of the couple of different	
11 I was one of those employees that	11 places. Part-time work only. The	
12 would work in the command post on a	12 one that sticks in my mind during	
13 console, like a dispatching center.	13 that twenty-two years of	
14 Q. What rank did you attain?	14 significant value was when I worked	
15 A. Retired as an E-8, senior	15 part-time security at Sears and	
16 master sergeant.	16 Roebuck in Honolulu, Hawaii as a	
17 Q. Is that a non-commissioned	17 security agent.	
18 officer?	18 Q. In Honolulu?	
19 A. Non-commissioned officer.	19 A. Yes, sir.	
20 Q. Are you married?	20 Q. How long were you there?	
21 A. Yes, sir.	21 A. Just over four years.	
22 Q. To whom are you married?	22 Q. You said that there was a	
23 A. Her name is Randi Jo	23 couple. What was the other?	
	10	12
1 Wilson.	1 A. Dishwasher at the NCO	
2 Q. And how long have you been	2 club.	
3 married?	3 Q. How long did you work	
4 A. Tough questions. Eighteen	4 there?	
5 years.	5 A. A few months. Trying to	
6 Q. Do you have kids?	6 make some extra money.	
7 A. I do. I have one	7 Q. Any other jobs?	
8 daughter.	8 A. During the military?	
9 Q. How old is she?	9 Q. Yes, sir.	
10 A. Thirty.	10 A. Not that I recall. I	
11 Q. Prior marriage?	11 don't recall anything else there	
12 A. Prior marriage.	12 that -- I had another employment --	
13 Q. To whom were you married?	13 I worked for another employer after	
14 A. Her name was Nell Wilson.	14 I retired.	
15 Her maiden name was Cain. Nell	15 Q. Who was that?	
16 Cain.	16 A. For the ServePro cleaning	
17 Q. Is she from here?	17 and restoration business in	
18 A. Sylacauga.	18 Birmingham, Alabama.	
19 Q. Does she still live here?	19 Q. When did you work there?	
20 A. Lives in Omaha, Nebraska.	20 A. Upon retirement from	
21 Q. What's your daughter's	21 January of '95 to July of '95, six	
22 name?	22 months.	
23 A. Terra. Was Wilson. Now,	23 Q. And what did you do next?	

3 (Pages 9 to 12)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

	13	15
1 A. I became a deputy sheriff 2 here in Coosa County in July of 3 '95. 4 Q. Is that when you built 5 your home here? 6 A. Yes, sir. Moved in my 7 home in September, October here, 8 '95. 9 Q. And who was the sheriff 10 who hired you? 11 A. Sheriff William Evans. 12 Q. And what were you hired 13 as? 14 A. Deputy sheriff. 15 Q. To work where? 16 A. Work the entire county as 17 a deputy sheriff. 18 Q. You were on the road? 19 A. Yes, sir. Started out on 20 the road performing deputy sheriff 21 duties. 22 Q. And have you been working 23 as a full-time employee with the	1 management practices. 2 Q. What do you mean by that? 3 A. I became dissatisfied with 4 the way that the department was 5 being managed by the current 6 sheriff. 7 Q. What does that mean, 8 dissatisfied? What did you -- 9 A. I just -- he was making 10 decisions and things that I just 11 didn't feel like that was -- you 12 know, that I wanted to go in that 13 direction. So -- 14 Q. Give me an example of what 15 you're talking about. I'm having a 16 hard time -- 17 A. Okay. One example would 18 be that he, Sheriff Ricky Owens, 19 announced, I think in July of '04, 20 that he was bringing in a new chief 21 deputy, someone from outside the 22 county, to come in and start 23 running the operation. And I felt	
	14	16
1 Coosa County Sheriff's Department 2 ever since? 3 A. No, sir. Had a break -- 4 Q. When did you have a break? 5 A. In August of '04. And I 6 became the sheriff here this year, 7 January of this year. 8 Q. January, '07? 9 A. Yes, sir. 10 Q. So from January -- from 11 August '04 to January '07 what did 12 you do? 13 A. Took care of honey-dos. I 14 did a little bit of part-time work 15 for ServePro -- 16 Q. Why did you leave? 17 A. -- for about four or five 18 months -- I mean, for a couple or 19 three months or so. It wasn't a 20 long time. 21 Q. Why did you leave in 22 August of '04? 23 A. Dissatisfied with the	1 like that -- I was the lieutenant 2 at the time and I felt like that I 3 should have that opportunity and I 4 didn't get the nod. So that was 5 the primary reason why I left. 6 Q. Who was given the job of 7 new chief deputy? 8 A. I can't recall his name. 9 He was a guy not from around here. 10 I think he was from Montgomery 11 County, as I recall. 12 Q. Other than bringing in a 13 new chief deputy and you not 14 getting the job was there anything 15 else that you didn't like? 16 A. Well, there was -- it was 17 just -- it was just -- the biggest 18 -- that was the biggest issue, is 19 I, you know, got overlooked. Other 20 things were just small things. I 21 mean, there was nothing -- it was 22 just -- that was the biggest issue 23 with me at that time.	

4 (Pages 13 to 16)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

	17	1 have duties -- what were your 2 duties? 3 A. I worked -- I actually -- 4 in the beginning when I was -- 5 became a lieutenant I had three 6 primary duties. You'd have to 7 understand that we're a small 8 department and we have to do a lot 9 of things. I was the D.A.R.E. 10 officer for the entire county at 11 the beginning of the -- my 12 lieutenant promotion. And so that 13 was a part-time duty. And then I 14 was asked to become the jail 15 administrator along with the -- 16 being the D.A.R.E. officer. And 17 probably just as important was the 18 day shift deputy. I shared the day 19 shift duties with the chief, Chief 20 Deputy Brett Oaks. So basically 21 three duties. 22 Eventually we were able to 23 pass on the D.A.R.E. program to one	19
1 came in and announced one day at a 2 -- he said, we want to have a staff 3 meeting and he announced it. And 4 it was pretty abrupt. I mean, it 5 happened that quick. Had no idea 6 that it was going to happen. 7 Q. Tell me -- you say at that 8 time you were the lieutenant. 9 A. Yes, sir. I had -- I held 10 the rank of lieutenant then. 11 Q. Were you -- was there 12 anyone above you between you -- 13 A. Yes, sir. 14 Q. -- and the sheriff? 15 A. The chief deputy. 16 Q. Who was the chief deputy? 17 A. Chief Brett Oaks. 18 Q. What happened to Mr. Oaks? 19 A. He moved on that same day 20 that decision was made. Went back 21 to work for Wetumpka -- went to 22 work for Wetumpka PD. 23 Q. As the lieutenant did you	18	1 of the other officers. So then I 2 was -- I only had the two duties, 3 acting jail administrator, but also 4 was the day shift lieutenant 5 deputy. 6 Q. When were you promoted to 7 the position of lieutenant? 8 A. In January of '03. 9 Q. Prior to that time what 10 had your position been? 11 A. Sergeant. 12 Q. And what were your duties 13 as a sergeant? 14 A. Number two man in charge. 15 Q. Behind? 16 A. Bill Evans. And so that 17 -- you know, just in charge of 18 making all -- helping to run the -- 19 run everything, deputies and 20 jailers and everything. 21 Q. You went from being the 22 number two man as the sergeant to 23 becoming the number three person --	20

5 (Pages 17 to 20)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

1 A. Yes, sir. 2 Q. -- as the lieutenant? 3 A. Yes, sir. That's because 4 there was a shift change in 5 leadership. 6 Q. When was there a shift 7 change in leadership? 8 A. Sheriff Bill Evans 9 retired. And so Sheriff Ricky 10 Owens ran and became the sheriff in 11 January. 12 Q. Of '03? 13 A. Of '03. 14 Q. And so he brought in Mr. 15 Oaks above you? 16 A. Yes, sir. 17 Q. And at that point he gave 18 you the three duties of -- that 19 you've described -- 20 A. Yes, sir. 21 Q. -- D.A.R.E. officer, jail 22 administrator and day shift deputy? 23 A. Yes, sir.	21  1 part, via the phone day to day. 2 Now, there was times when 3 I would be in the jail and check on 4 things, you know, do walk-throughs 5 and that sort of thing. But for 6 the most part day to day it was 7 handling the calls. 8 Q. So was it mostly a day 9 shift job? 10 A. The day shift deputy, yes, 11 sir. 12 Q. Yes, sir. But, I mean -- 13 I mean, you were -- the three 14 things that you did, did you do 15 them mostly on day shift? 16 A. Oh, yes, sir. They were 17 all done during daytime, yes, sir. 18 Q. And your -- who was under 19 you? 20 A. The deputies, the road 21 deputies were certainly below me as 22 far as on the deputy side of the 23 structure.
22	24
1 Q. Now, were you -- as of 2 January, '03, would you spend most 3 of your time -- where? 4 A. Most of my time was spent 5 on the road going from call to 6 call, taking care of the folks. 7 Q. Now, when you were 8 functioning as jail administrator 9 you were on the road? 10 A. Yes, sir. 11 Q. How did that work? 12 A. As far as being the jail 13 administrator I would be notified 14 if there was a problem or had -- if 15 there was a question about 16 something that was -- that had come 17 up that my -- the jail staff 18 couldn't handle. So I would be 19 called and asked about it or asked, 20 you know, what they thought or what 21 I needed to, you know, make a 22 decision about. So I kind of did 23 jail administrator, for the most	1 Q. Sure. And how many 2 deputies were there in 2003? 3 A. I think there was four 4 additional -- what we call the road 5 deputies. I think there was four 6 out there. 7 Q. And now there are eight? 8 A. There's a total of eight 9 of us now, a total of eight 10 deputies total. But that's -- that 11 includes your chief deputy, your 12 investigator and -- total of eight 13 now. 14 Q. Okay. 15 A. Yes, sir. There is -- 16 Q. Was that true then -- 17 A. We've got six on the road 18 now. 19 Q. You have six. And you -- 20 A. Yeah. 21 Q. But it was four back then? 22 A. I think it was four, sir. 23 It could have been five. I'm not

6 (Pages 21 to 24)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

	25		27
1	sure.	1	so everybody referred to her as a
2	Q. Did you have a chief	2	sergeant. But she was the
3	deputy at that time?	3	assistant jail administrator in
4	A. Yes, sir, Brett Oaks.	4	essence.
5	Q. Was that Mr. Oaks?	5	Q. Did y'all have a captain
6	A. Yes, sir.	6	or anything like that?
7	Q. And then you as the	7	A. No, sir.
8	lieutenant?	8	Q. So the other people below
9	A. Yes, sir.	9	her were called corporal?
10	Q. And then there would be	10	A. Corporals.
11	four others?	11	Q. And those were the lead
12	A. Yes, sir.	12	people on --
13	Q. And now there are two	13	A. Yes, sir. They were the
14	additional?	14	shift leaders. The guys that --
15	A. Yes, sir.	15	there was a corporal identified on
16	Q. Now -- well --	16	each shift during that time frame
17	(Whereupon, an	17	that had a good understanding, had
18	off-the-record	18	some experience, and they were
19	discussion was held.)	19	promoted to the corporal positions,
20	Q. (By Mr. Stockham) Now,	20	kind of the person in charge of the
21	when -- who was the person	21	shift.
22	responsible at the jail when you	22	Q. How many people were --
23	were the -- in the position of jail	23	you told me you had four on the
	26		28
1	administrator?	1	road, you and then the chief
2	A. Yes, sir. That would have	2	deputy. How many people were in
3	been Sergeant Wendy Roberson.	3	the jail at that particular time?
4	Q. From -- when did she	4	A. I don't think that's
5	become the person responsible for	5	changed much. There's a standard
6	the jail?	6	of eight shift workers, two on each
7	A. Oh. When I became the	7	shift. So there's four on days,
8	jail administrator that's when we	8	two working or -- and then there's
9	kind of put the rank positions into	9	two off. And there's four on
10	her effect, her being recognized as	10	nights, two working and two off.
11	a sergeant. And then we also had	11	So that was -- that's your -- your
12	some of the shift leaders being	12	core was your eight folks there.
13	corporals. And so that all happened	13	In addition to that we had
14	in that first few weeks or month or	14	a sergeant and a -- what we called
15	so after becoming the new sheriff	15	a day shift corporal, too. He was
16	with Ricky Owens and myself as the	16	her assistant.
17	new jail administrator.	17	Q. Who would that be?
18	Q. Now, Ms. Roberson became	18	A. That came a little bit
19	the -- I guess the position was	19	later. I don't think it was
20	what, assistant jail administrator?	20	initially. I think we may have
21	A. Assistant jail	21	obtained that later. But that
22	administrator, yes, sir. We called	22	would have been -- and I'm trying
23	-- we gave her the rank of sergeant	23	to recall if it was somebody before

7 (Pages 25 to 28)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1 him. But I remember Steve Hay 2 being there. Other than that I 3 don't remember if there was anybody 4 else there holding that position or 5 not at the time. Steve hay for 6 sure.</p> <p>7 Q. And Mr. Hay was the person 8 who was responsible for -- what? I 9 mean, if he was the day shift --</p> <p>10 A. Assisting -- since I was 11 on the road most of the time those 12 two folks, the sergeant and the 13 corporal, kind of managed the jail. 14 He assister her.</p> <p>15 Q. In addition to the people 16 who were on the --</p> <p>17 A. And they --</p> <p>18 Q. -- shift?</p> <p>19 A. Yeah, that's right. They 20 would assist the two day shift 21 folks that would -- the one being 22 in the tower and one being down on 23 the floor. Yes, sir.</p>	<p>29</p> <p>1 Q. And do you -- who made the 2 decision that an additional person 3 would be added?</p> <p>4 A. I'm assuming that the 5 sheriff made that decision, you 6 know, and --</p> <p>7 Q. Wasn't something you were 8 making the decision about?</p> <p>9 A. We were -- you know, 10 certainly -- I can't recall who 11 made the decision. I know it just 12 happened. I mean, you know, it may 13 have been something we talked about 14 and asked the commission to be -- 15 to grant us enough salary in our -- 16 in the budget to do that with. I 17 mean, you know, it just worked out.</p> <p>18 Q. Now, I've noticed in these 19 reports -- we'll look, for example, 20 here, the day shift report in the 21 lower right-hand corner. Is that 22 your signature that's on the --</p> <p>23 A. Yes, sir. TW, that would</p>	
<p>1 Q. And was there anyone at 2 night?</p> <p>3 A. No, sir. We had -- I 4 think -- somewhere in that time 5 period I believe we were able to 6 pick up a -- one part-time 7 dispatching position. And so 8 occasionally we had a part-time 9 person helping some at night but 10 not -- not every much.</p> <p>11 Q. Where would the 12 dispatching person be located?</p> <p>13 A. Sometimes -- I mean, it 14 would be another third person 15 occasionally.</p> <p>16 Q. Okay.</p> <p>17 A. But that -- that was -- 18 I'm not even sure it happened until 19 later, you know, in life. But I 20 recall that there was a part-time 21 position granted -- a part-time 22 position to be -- person to be -- 23 helped out in the dispatching area.</p>	<p>30</p> <p>1 be me.</p> <p>2 Q. And it's got two others. 3 Who are those signatures?</p> <p>4 A. The one on the right, I'm 5 fairly confident that would be 6 Wendy Roberson. I don't have a 7 clue who the other one is.</p> <p>8 Q. It looks like a BS. Do 9 you know anybody with the initials 10 BS?</p> <p>11 A. BS?</p> <p>12 Q. Uh-huh.</p> <p>13 A. That would -- that would 14 probably be Brandon Stroud.</p> <p>15 Q. Was Brandon Stroud someone 16 who would sign off on these?</p> <p>17 A. He worked there.</p> <p>18 Q. Was he in a position of 19 supervision?</p> <p>20 A. No, sir. I don't recall 21 him being in that position of 22 supervision.</p> <p>23 Q. And do you remember what</p>	<p>31</p> <p>32</p>

## Daniel Court Reporting, Inc.

	33		35
1	position he was in?	1	something I was doing. But I had
2	A. I think he was one of the	2	knowledge of -- at the time how
3	shift workers. Could have been on	3	that kind of went.
4	day shift. I'm not sure if he was	4	Q. Who knew how that went?
5	nights or days.	5	A. The sergeant and the
6	Q. Why was he signing off on	6	corporal, the two guys that kind of
7	these logs?	7	ran that for me.
8	A. I can't answer that, sir.	8	Q. Which corporal?
9	I don't --	9	A. Hay would be one of them.
10	Q. What was the practice of	10	Q. Anyone else other than
11	you signing off on the logs?	11	Wendy Roberson?
12	A. Trying to -- keeping me	12	A. No, sir. Wendy Roberson
13	abreast of what was going on in the	13	would be the primary.
14	jail. That was, you know, a	14	Q. Al Bradley was a corporal
15	routine that I established with the	15	but he obviously didn't know about
16	sergeant, was that she -- when	16	it.
17	she'd come in in the daytime to go	17	A. Yeah, he was just -- he
18	-- to look through everything and	18	was the corporal on that day shift,
19	she would pass the logs to me. And	19	you know, when he was on shift --
20	at some point during the day when I	20	on the twelve hour shift.
21	would come into the office I would	21	Q. Now, what procedures did
22	look through and sign off saying	22	you have in the jail at that
23	that we knew what was going on.	23	particular time?
	34		36
1	Q. Well, one of the things	1	A. Shortly after I became the
2	that I asked about and Mr. Bradley	2	jail administrator I developed --
3	didn't know was the -- apparently	3	revised the jail policy and
4	there are -- there is a tape of the	4	procedures manual with the blessing
5	cameras. Do you have -- do you	5	of the -- Sheriff Ricky Owens. And
6	retain copies of all of those?	6	we put that into effect shortly
7	A. The system -- as I recall,	7	thereafter and that's kind of what
8	the system we had then is not the	8	we used. That was referred to as
9	system we have now. And the system	9	the jail bible, the Jail Policy and
10	we had then was pretty antiquated.	10	Procedures book.
11	It was VHS tapes. And as I recall	11	Q. And was that something you
12	-- I think we had -- and I am not	12	just came up with or was that
13	exactly sure about this because I	13	something that you took from --
14	didn't do the day-to-day operation.	14	A. Oh, no, sir. I developed
15	But I believe there was a tape for	15	it from the jail -- the Alabama
16	each day, thirty days of tapes or	16	jail standards book that the
17	thirty-one days -- tapes. And so I	17	Alabama Sheriff's Association
18	think they rotated that. So that	18	provided to us as a go-by or
19	was retained for thirty days.	19	standard.
20	Q. They would tape over	20	Q. Now, what accommodations
21	the --	21	did you have to deal with patients
22	A. Yes, sir. And I -- that's	22	who had serious health problems?
23	a little fuzzy because that's not	23	MR. WILLFORD: Patients?

9 (Pages 33 to 36)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

	37		39
1       Q. Inmates. 2           MS. McDONALD: Let me -- 3       A. I'm not sure I understand 4       your question. 5       Q. I noticed when we were 6       over there today you had isolation 7       cells. 8       A. Yes, sir. 9       Q. Did you have policies 10      drafted for dealing with -- in the 11      time frame of 2003, 2004, for 12      dealing with patients who had 13      serious health problems? 14      MS. McDONALD: Define 15      serious. 16      A. Yeah. It -- we -- I 17      identified it in the jail policy 18      book of how we would help and take 19      care of those folks that had 20      serious problems. So I'd have to 21      refer to the jail policy of what we 22      had in writing -- 23      Q. Well, what do you recall		1       inmate developed a problem that 2       they needed to see a doctor or a 3       nurse about then they had -- it was 4       spelled out to them in the policy 5       book that they would fill out a 6       request form for medical attention. 7       And then we would pursue that 8       medical request form and make 9       themselves -- make them an 10      appointment to see the local 11      doctor. 12      Q. And the local doctor being 13      whom? 14      A. Dr. Weaver, at that time. 15      Q. And who made that 16      arrangement that Dr. Weaver would 17      be the one doing it? 18      A. That was an agreement made 19      from the county commissioners that 20      we would use Dr. Weaver. 21      Q. Would Dr. Weaver come into 22      the jail? 23      A. I don't recall him coming	
	38		40
1       you were supposed to do if you had 2       someone with a serious health 3       problem? 4       A. For the most part if they 5       had -- an emergency situation we -- 6       the policy was that we always 7       called the jail -- I mean, the EMS 8       community to come in, first 9       responders, to take a look at that 10      and let them help us with that. We 11      -- our policy, for the most part, 12      was upon intake of an inmate we 13      would make sure that we have a -- 14      go through a medical screening 15      process to find out what kind of 16      problems and issues they may have. 17      And that would be documented in 18      their inmate file. And so that 19      would be identified so -- you know, 20      it was -- have some knowledge of 21      their issues. 22           Then the process would 23      work from that point where if an		1       into the jail. We -- most of the 2       time, as I recall, inmates would be 3       taken -- walked across the street 4       or driven across the street to Dr. 5       Weaver's office. That's the way it 6       usually worked. 7       Q. I noticed there was an 8       exam room in the jail. Was that 9       ever -- was that ever used for 10      doctors coming in to examine 11      patients? 12      A. I don't -- I can't say yes 13      or no about that. I do recall at 14      some -- some points in times there 15      were -- and I'm not sure what their 16      qualifications were -- come down 17      from Cheaha Mental Health. And 18      they would interview and talk to 19      inmates sometimes if they needed -- 20      and they would use that room 21      occasionally. But that's about it. 22      Q. Did you ever have any 23      policies or procedures that you	

10 (Pages 37 to 40)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1 adopted to address patients who 2 suffered from seizures? 3 A. No, sir, I don't recall 4 that we had a specific policy for 5 someone with seizures. 6 Q. And you were aware that 7 Mr. Kelly had a problem with 8 seizures when he first came into 9 the jail? 10 MS. McDONALD: Which time? 11 Q. When he first came into 12 the jail in 2003. 13 MS. McDONALD: November of 14 2003? 15 A. As I recall -- I don't 16 remember if -- it seems like 17 seizures was mentioned but there 18 was other issues as well. But I 19 don't remember what problems he 20 had. 21 Q. Now, have you had problems 22 with people having seizures in the 23 jail before?</p>	<p>41</p> <p>1 Q. So you defer to the EMS 2 decision-makers about whether or 3 not -- 4 A. Yes, sir. 5 Q. -- the person is having a 6 seizure? 7 A. Yes, sir. 8 Q. And who makes the decision 9 about whether they need to go to 10 the hospital? 11 A. EMS always does. My guys 12 are not schooled or has any 13 knowledge of those kinds of things. 14 They know not to make those kinds 15 of decisions. 16 Q. And then what instruction 17 do you have for your people when 18 someone requests to see a doctor? 19 A. The policy would -- is 20 that once you get an inmate request 21 form for a medical attention they 22 certainly take a look -- have to go 23 back and talk with the inmate to</p>
<p>1 A. Yes, sir, there's been 2 inmates that's had seizures before, 3 yes, sir. 4 Q. Do you have any guidelines 5 set up for inmates who have 6 seizures, what are you going to do 7 about it when they do? 8 A. No, sir, we don't have a 9 specific policy for seizures that 10 I'm aware of. 11 Q. Do you have any policy 12 about what do you do when someone 13 has, where do you take them, who 14 will see them? 15 A. Well, if he has a seizure 16 -- if there is a seizure indicated 17 then the health policy that's in 18 the jail policy book would 19 certainly be implemented by my 20 staff there that -- to call for EMS 21 first responders to assist and then 22 take it from there based on what 23 they suggest.</p>	<p>42</p> <p>1 find out if there's more 2 information there that they need to 3 obtain. And then certainly make 4 that appointment with Dr. Weaver as 5 soon as possible that -- based on 6 Dr. Weaver's schedule and then take 7 him over on the prescribed time. 8 Q. Well, what time frame do 9 you set out for when someone needs 10 to see a doctor? 11 A. That's a matter of making 12 the phone call to the doctor's 13 office and making that appointment. 14 I mean, really the doctor makes the 15 appointment. We just call to 16 facilitate the appointment and make 17 a note of the schedule based on 18 what the doctor -- when he can see 19 him. 20 Q. So it's just up to 21 whenever the doctor can see him? 22 A. Yes, sir. 23 Q. And if the doctor is not</p>

11 (Pages 41 to 44)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1 available what do you do?</p> <p>2 A. And that has come up, I'm 3 sure, over the years. I -- we have 4 also referred inmates to Dr. James 5 in Alexander City and he has seen 6 inmates as well. So --</p> <p>7 Q. And who decided on Dr. 8 James?</p> <p>9 A. If Dr. Weaver is not 10 available then that -- I would 11 assume that's just automatic, you 12 know, try to make a phone call to 13 Dr. James and see if he can see 14 him.</p> <p>15 Q. Is that something that you 16 arranged?</p> <p>17 A. Yes, sir. It's pretty 18 much our practice that, you know, 19 we know we've got to have somebody 20 -- if we've got an inmate that 21 needs to see a doctor, so -- and if 22 Dr. Weaver is not available, if 23 he's on vacation or whatever, that</p>	<p>45</p> <p>1 the policy.</p> <p>2 Q. So you delegated that 3 to --</p> <p>4 A. Yes, sir, for the most 5 part.</p> <p>6 Q. -- the sergeants to do?</p> <p>7 A. Yes, sir.</p> <p>8 Q. Now, with respect to the 9 situation with Bryan Kelly. Did 10 you know him before he came into 11 the jail in November of 2003?</p> <p>12 A. Yes, sir.</p> <p>13 Q. How did you know him?</p> <p>14 A. As a deputy working the 15 road you get to know a lot of 16 folks. And I knew Bryan as well as 17 I know a lot of other folks out 18 there that ride our roads, and 19 family members. And I grew up as a 20 young man knowing some of Bryan's 21 relatives. So -- but I didn't know 22 Bryan per se as a friend or 23 anything. I just knew of him.</p>
<p>46</p> <p>1 would be something we'd have to do, 2 is try to refer him to Dr. James.</p> <p>3 Q. And is this a policy that 4 you instructed the people in the 5 jail about?</p> <p>6 A. I don't know that I made 7 it a written policy or anything 8 like that. It was just kind of 9 understood that we need to make 10 sure that they were taken care -- 11 had their medical needs taken care 12 of.</p> <p>13 Q. And were you the one 14 responsible for providing that 15 training for your folks, that they 16 needed to call the doctor if 17 someone needed a medical --</p> <p>18 A. I was one that kind of put 19 the jail policy into effect with 20 the blessing of the current 21 sheriff, Sheriff Ricky Owens. And 22 then Sergeant Wendy Roberson would 23 ensure that everybody is trained to</p>	<p>48</p> <p>1 Q. And when he came into the 2 jail were you made aware of his -- 3 were you the person who did the 4 intake with him?</p> <p>5 A. I don't think I was the 6 officer that did the intake that 7 day. I don't -- I don't recall. I 8 just don't recall if that was me or 9 -- could have been. I'm not sure. 10 I don't think it was me, though.</p> <p>11 Q. Now, any way you could 12 find out?</p> <p>13 A. Yes, sir. Some of these 14 records we've got here shows who 15 took him in.</p> <p>16 MS. McDONALD: Let's look 17 at --</p> <p>18 A. Let's see. Is this --</p> <p>19 MS. McDONALD: That's 20 2004.</p> <p>21 THE WITNESS: Oh, yeah.</p> <p>22 MS. McDONALD: He's got 23 numerous arrests in here.</p>

12 (Pages 45 to 48)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1           THE WITNESS: Yeah, we've 2 got to go in reverse. Okay. 3           A. I'd have to look 4 through -- 5           MS. McDONALD: Here's 6 2003. 7           A. -- here but we should be 8 able to find that in here. So June 9 of '03 -- 10          MS. McDONALD: There's a 11 bunch. 12          THE WITNESS: Yeah. 13          MS. McDONALD: That's 14 March of '04. 15          THE WITNESS: Yeah. It's 16 not quite in any kind of order. 17          MS. McDONALD: Uh-uh. 18          THE WITNESS: Is that it? 19          MS. McDONALD: Uh-uh. 20          THE WITNESS: There's 21 March. 22          MS. McDONALD: There 23 March. Still more. There we go</p>	<p>49</p> <p>1           A. Yes, sir. 2           Q. And would have taken down 3 the information -- 4           A. Yes, sir. 5           Q. -- from him? 6           A. Yes, sir. 7           Q. Now, were you aware that 8 Mr. Kelly was moved to the holding 9 area on a permanent basis or 10 indefinite basis? 11          A. I knew that he was up 12 front. I did learn that through -- 13 I recall him being up front. 14          Q. And who made that 15 decision? 16          A. I don't know that I can 17 tell you who made that decision per 18 se. I would assume that it was 19 based on what was going on at the 20 time and I'm not sure how that 21 would have happened. Could have 22 been Sergeant Roberson. Could have 23 been me. Could have been the</p>
<p>1 (indicating).</p> <p>2           THE WITNESS: Okay.</p> <p>3           MS. McDONALD: Let's see 4 if it's in here.</p> <p>5           THE WITNESS: November the 6 13th?</p> <p>7           MS. McDONALD: Yeah.</p> <p>8 And --</p> <p>9           THE WITNESS: Yeah.</p> <p>10          MS. McDONALD: -- it's got 11 the time --</p> <p>12          THE WITNESS: Yeah.</p> <p>13          MS. McDONALD: -- on 14 the --</p> <p>15          A. The booking officer was 16 Roberson and he was brought over 17 from court, from Judge Rochester's 18 court. So there was no arresting 19 officer for that.</p> <p>20          Q. (By Mr. Stockham) So it 21 would have been the sergeant who --</p> <p>22          A. Booked him in.</p> <p>23          Q. -- booked him in?</p>	<p>50</p> <p>1           sheriff. I'm not sure.</p> <p>2           Q. Are you aware of anyone 3 else that has been moved up front 4 for such a lengthy period of time?</p> <p>5           MS. McDONALD: Object to 6 the form.</p> <p>7           Q. You can answer.</p> <p>8           A. No, sir.</p> <p>9           Q. What was the reason that 10 he was -- that you understood he 11 was moved up front for that lengthy 12 period of time?</p> <p>13          A. Do I -- what was your 14 question again? I'm not sure.</p> <p>15          Q. Yes, sir. What was the 16 reason he was moved up front for 17 such a lengthy period of time?</p> <p>18          A. As I recall, there was 19 several problems that he was 20 having. He was falling a lot, as I 21 recall. And so that was -- I'm -- 22 I would think that part of the 23 reason why he was moved up front</p>

13 (Pages 49 to 52)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1 was so we could keep a closer eye 2 on him and help him, to keep him 3 closer to where we could tend with 4 him and help him with his medical 5 needs.</p> <p>6 Q. Well, did you take him to 7 a doctor to see about him if you 8 moved him up because of --</p> <p>9 A. Oh, yes, sir.</p> <p>10 Q. -- needing medical 11 observation?</p> <p>12 A. Yes, sir.</p> <p>13 Q. Which doctor did you take 14 him to?</p> <p>15 A. Well, again, I'm assuming 16 -- I didn't personally take him to 17 him. I'm assuming that they took 18 him to Dr. Weaver.</p> <p>19 Q. Do you know why he was 20 kept up front after he had been 21 taken to see Dr. Weaver?</p> <p>22 MS. McDONALD: If you 23 don't know, don't --</p>	<p>53</p> <p>1 was Sheriff Ricky Owens. And two 2 two oh three was me.</p> <p>3 Q. Do you have any reason to 4 doubt that those were the people 5 involved in making that decision?</p> <p>6 A. No, sir.</p> <p>7 MR. WILLFORD: Are you 8 looking for the record that --</p> <p>9 MR. STOCKHAM: Yeah.</p> <p>10 MR. WILLFORD: -- has 11 that, Richard?</p> <p>12 MR. STOCKHAM: Yeah, I am.</p> <p>13 MR. WILLFORD: Okay. I 14 don't -- I'm just hoping that you 15 would show the witness --</p> <p>16 MR. STOCKHAM: That's what 17 I'm --</p> <p>18 MR. WILLFORD: -- the 19 document you're --</p> <p>20 MR. STOCKHAM: -- trying 21 to do.</p> <p>22 MR. WILLFORD: -- talking 23 about.</p>
<p>1 A. No, sir, I don't know.</p> <p>2 Q. Have you, in preparing for 3 your deposition, looked into the 4 reason why he was kept up front?</p> <p>5 A. No, sir. I mean, I don't 6 -- I don't know.</p> <p>7 Q. Have you reviewed any of 8 the documents that indicate whose 9 decision it was that he would be 10 kept up front?</p> <p>11 A. I've looked at some of 12 these documents but I don't know 13 that -- if it makes a determination 14 of who made that call. I don't 15 recall.</p> <p>16 Q. Well, there is a document 17 in here that says that, per two oh 18 one and two oh three he would be 19 kept up front. Do you know who -- 20 I mean, excuse me, two two oh one 21 and two two oh thee. Do you know 22 who that would be?</p> <p>23 A. Two two oh one at the time</p>	<p>54</p> <p>1 MR. STOCKHAM: Exactly 2 what I'm trying to do.</p> <p>3 Q. (By Mr. Stockham) I'll 4 show you what's --</p> <p>5 MS. McDONALD: This is -- 6 that's okay.</p> <p>7 Q. I misspoke. It says, two 8 two one three and two two oh one.</p> <p>9 A. Oh, okay.</p> <p>10 Q. Who is two two one three?</p> <p>11 A. Okay. Two two one three, 12 I believe that was Wendy.</p> <p>13 Q. Okay.</p> <p>14 A. Wendy Roberson, Sergeant 15 Roberson.</p> <p>16 Q. So it would be, according 17 to the sheriff and per the sheriff 18 and Wendy Roberson he would be kept 19 up front --</p> <p>20 A. Yes, sir. That's what --</p> <p>21 Q. -- till further notice?</p> <p>22 A. That's what that says.</p> <p>23 Q. And were you consulted in</p>

14 (Pages 53 to 56)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

1 that decision-making? 2 MS. McDONALD: If you 3 remember. 4 A. Don't -- can't -- don't 5 recall. 6 Q. Do you recall any 7 discussion about Mr. Kelly having 8 seizures and that was why he was 9 being put there? 10 A. Well -- I mean, there was 11 discussion about him having medical 12 issues and seizures was probably 13 mentioned. I don't recall. It was 14 -- it's been so long ago. 15 Q. Now, did you work four or 16 five days a week? 17 A. As best as I can recall it 18 was a -- kind of a mixed schedule. 19 Because I'd have to work weekends, 20 too, on Saturday and Sundays. So 21 sometimes it was four, sometimes it 22 was five, sometimes it was six days 23 in a row. It was -- I was always	57	1 drinking problem? 2 A. No, sir. I know I've 3 heard people talk about it but it 4 mostly generated from a -- would be 5 from inmates, is what we would hear 6 occasionally. 7 Q. Have you ever had anyone 8 ask you to look into that? 9 A. I don't recall that 10 anybody asked me to look into it. 11 If they did ask me I would 12 certainly, you know -- you know, do 13 what I could to look into it being 14 the supervisor of sorts. And if I 15 did I would refer it to Sergeant 16 Roberson to kind of, you know, look 17 into it. You know, I'd pass it on 18 down to her. 19 Q. Have you ever asked her to 20 look into it? 21 A. If it was -- I don't 22 recall. I mean, if somebody made a 23 comment about it I certainly	59
1 scheduled for forty hours. That 2 forty hours could be made in four 3 days with ten hour shifts or five 4 days with eight hour shifts. It 5 just depends on what -- the needs 6 of the sheriff's office at that 7 time. 8 Q. Was that something that 9 was done in advance or something 10 that just -- 11 A. Oh, yes, sir. There was 12 always a schedule posted. 13 Q. Who made that schedule? 14 A. The chief deputy. 15 Q. Now, have you ever had 16 anyone make any complaints to you 17 when you were the jail 18 administrator about Al Bradley? 19 A. Complaints? 20 Q. Yes, sir. 21 A. No, sir. 22 Q. Anyone make any 23 allegations to you that he had a	58	1 didn't -- you know, wouldn't make a 2 -- I would make sure that I passed 3 it to his supervisor, which would 4 be Sergeant Roberson, to -- you 5 know, if there was something to be 6 done. 7 Q. Have you ever heard anyone 8 say that Mr. Bradley had come to 9 work intoxicated? 10 A. I can't say that I've 11 heard anyone specifically. I've 12 heard that -- those kind of 13 comments but nobody has -- you 14 know, I can't tell you who said it 15 or why they said it. 16 Q. Have you ever seen Mr. 17 Bradley intoxicated? 18 A. No, sir. 19 Q. At any time? 20 A. No, sir. But I don't -- I 21 don't socialize with Mr. Bradley. 22 I -- you know, I wouldn't know his 23 habits or anything.	60

15 (Pages 57 to 60)

## Daniel Court Reporting, Inc.

<p>1 Q. You were aware, were you 2 not, that Mr. Kelly was housed in 3 that holding cell for over a month, 4 weren't you?</p> <p>5 MS. McDONALD: Object to 6 the form.</p> <p>7 A. I was aware he was in the 8 holding cell. I don't recall the 9 dates, how many or anything.</p> <p>10 Q. Were you -- you were made 11 aware of it on a daily basis, 12 weren't you?</p> <p>13 A. I -- you know, I would 14 review the reports when I could, 15 you know, like I said.</p> <p>16 Q. You initialed all the 17 reports, didn't you?</p> <p>18 A. Yes, sir. I initialed all 19 the reports that came to me.</p> <p>20 Q. And all the reports 21 reflect that he was in the holding 22 cell for that length of time --</p> <p>23 A. Could be.</p>	<p>61</p> <p>1 MR. STOCKHAM: I believe 2 it's December -- well, it varies 3 depending on the note. But in some 4 it reflects that he has been in 5 there since about the 12th. But --</p> <p>6 MS. McDONALD: If you 7 know, you know. If you don't --</p> <p>8 A. Yeah, I don't know. I 9 mean, I don't know the --</p> <p>10 Q. (By Mr. Stockham) But 11 you --</p> <p>12 A. -- number of days.</p> <p>13 Q. You reviewed the notes on 14 a daily basis?</p> <p>15 A. Yes, sir, I would review 16 the reports on a daily basis about 17 things.</p> <p>18 Q. And did you ever look at 19 him while he was in there?</p> <p>20 A. I've thought about back -- 21 back at it. I don't -- I may have 22 once or twice when I was -- be 23 bringing somebody in for arrest</p>
<p>1 Q. -- didn't they?</p> <p>2 A. I was -- I don't -- I 3 don't recall --</p> <p>4 MS. McDONALD: For how 5 long?</p> <p>6 A. -- how many days. I just 7 know that, you know, I would 8 initial the reports to see what was 9 going on in the jail.</p> <p>10 Q. And you don't know of 11 anyone in your entire time with 12 Coosa County that spent that long 13 in the holding cell, do you?</p> <p>14 A. I don't recall.</p> <p>15 MS. McDONALD: How long 16 are we -- what length of time are 17 we referring to?</p> <p>18 MR. STOCKHAM: The length 19 of time of Mr. Kelly as reflected 20 in these notes.</p> <p>21 MS. McDONALD: From 22 December the 20th until January 23 16th when he was released?</p>	<p>62</p> <p>1 or -- and may see him. But I don't 2 recall any specific day or time or 3 anything that I can point a finger 4 to.</p> <p>5 Q. Were you there at the time 6 that the sheriff taped a piece of 7 paper over the window in the 8 holding cell?</p> <p>9 MR. WILLFORD: Object to 10 the form.</p> <p>11 MS. McDONALD: Same 12 objection.</p> <p>13 MR. WILLFORD: You can 14 answer.</p> <p>15 Q. Sir?</p> <p>16 MS. McDONALD: If you 17 know, you know.</p> <p>18 A. I don't know. I'm not 19 aware.</p> <p>20 Q. Did you see the piece of 21 paper over the window when you 22 would come in there?</p> <p>23 A. I don't recall.</p>

16 (Pages 61 to 64)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

	65		67
1        Q. Now, you knew that he was 2 required to sleep on the floor, 3 were you not?		1        about that.	
4        MS. McDONALD: Object to 5 the form.		2        Q. Well, are you aware of him 3 ever getting it except --	
6        A. No, sir.		4        A. I don't have any knowledge 5 of that, sir.	
7        Q. And that he was -- didn't 8 have a toilet to use in that room, 9 didn't you?		6        Q. You didn't tell him -- 7 tell anyone that they needed to 8 make sure that he had water, did 9 you?	
10      A. In the holding cell there 11 is a -- just the waste hole that, 12 you know. That's all that's in 13 there.		10      MS. McDONALD: Object to 11 the form.	
14      Q. And if he was in there and 15 he had to urinate or defecate he 16 had to urinate or defecate in that 17 hole, didn't he?		12      A. No, sir.	
18      A. Well, that or be --		13      Q. Now, Mr. Kelly asked you 14 when he was -- when you were going 15 to stop Mr. Bradley from hitting 16 him, didn't he?	
19      MS. McDONALD: Object to 20 the form.		17      MS. McDONALD: Object to 18 the form.	
21      A. -- or allowed to be going 22 to a restroom. And --		19      A. I don't recall.	
23      Q. And there was just one		20      Q. Sir?	
	66	21      A. I don't recall that.	
1        person downstairs at that time, 2 right?		22      Q. You just don't know one 23 way or the other?	
3        A. It depends on which day, 4 you know. There was also people 5 there during the daytime that -- at 6 night mostly was one night person.			68
7        Q. And the -- he couldn't 8 flush it from inside, could he?		1        A. I just don't recall him 2 asking me that.	
9        A. No, sir. It would have to 10 be flushed from the outside by the 11 corrections officer outside.		3        Q. And you're aware that he 4 has made that allegation, are you 5 not?	
12      Q. And that's likewise true 13 with water. He couldn't get water 14 in that cell, could he?		6        A. I think that was in the 7 papers that we got sent us to them 8 with the lawsuit.	
15      A. That's right. He -- if he 16 wanted water he would request it 17 and we would get it for him.		9        Q. You sat in this room when 10 he gave his deposition, didn't you?	
18      Q. Well, you're aware that he 19 requested it and didn't get it, 20 aren't you?		11      A. Yes, sir, I did.	
21      MS. McDONALD: Object to 22 the form.		12      Q. And he testified on page 13 one sixty-four of his deposition 14 that -- it says, one time he 15 grabbed me by the neck when I asked 16 him when they was going to stop Al 17 from doing that. Do you recall him 18 testifying to that?	
23      A. I don't know anything		19      A. I don't -- it's been a 20 while and I, you know, don't 21 recall. I mean, he may -- he may 22 have said that. I don't know.	
		23      Q. Did you do anything to	

17 (Pages 65 to 68)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1 refresh your recollection one way 2 or the other when he made that 3 statement in your presence?</p> <p>4 A. No, sir. I mean, I've got 5 -- we've just got the records here 6 and I've looked at the records, the 7 -- what we've got here.</p> <p>8 Q. Now, you knew he had an 9 injury to his back, didn't you?</p> <p>10 MS. McDONALD: Object to 11 the form.</p> <p>12 A. It may have been one of 13 those issues that he identified 14 when he was brought in or 15 something. I'm not sure. Again, I 16 don't know.</p> <p>17 Q. You -- he accused you of 18 shoving him into the cell and 19 hurting his lower back. Do you 20 deny that?</p> <p>21 A. I do deny that.</p> <p>22 Q. Are you -- you don't have 23 any recollection of it at all?</p>	<p>69</p> <p>1 says that or that it actually 2 happened?</p> <p>3 Q. That it actually happened.</p> <p>4 A. I don't recall.</p> <p>5 Q. Well, in December and 6 January of 2003, 2004 it was cold, 7 wasn't it?</p> <p>8 MS. McDONALD: Inside the 9 jail or outside?</p> <p>10 Q. Inside the jail.</p> <p>11 A. I'm sure it was a 12 comfortable degree that we had for 13 everybody to be able to work and 14 maintain a good working 15 environment.</p> <p>16 Q. And the concrete floor of 17 that jail is cold, isn't it?</p> <p>18 A. I would assume the 19 concrete is cold.</p> <p>20 Q. And he was required to 21 sleep on a pallet down on that 22 concrete floor, wasn't he?</p> <p>23 A. I don't know that.</p>
<p>70</p> <p>1 A. No, sir.</p> <p>2 Q. Have you ever had any 3 scuffle or grapple with him?</p> <p>4 A. No, sir.</p> <p>5 Q. Do you remember talking 6 with him when he was in the holding 7 area?</p> <p>8 A. I'm sure I probably at 9 least, you know, talked with him 10 occasionally. But I don't recall 11 any conversation with him or 12 anything. If I walked through the 13 jail and somebody says something to 14 me I talk -- I stop and talk with 15 them.</p> <p>16 Q. And you're aware that he 17 says that he told you he was cold 18 but you told him that he just had 19 to deal with it; is that right?</p> <p>20 A. I don't recall.</p> <p>21 MR. WILLFORD: Is what 22 right?</p> <p>23 MS. McDONALD: That Bryan</p>	<p>70</p> <p>1 Q. And he was -- he asked you 2 for toilet paper but you denied it 3 to him; isn't that right?</p> <p>4 A. I don't --</p> <p>5 MS. McDONALD: Object to 6 the form.</p> <p>7 A. I don't recall.</p> <p>8 Q. You just don't know one 9 way or the other?</p> <p>10 A. I don't know. I mean --</p> <p>11 Q. Well, if --</p> <p>12 A. I would like to say this. 13 If he needed toilet paper I would 14 make sure that we got him toilet 15 paper. I mean, that's a simple, 16 easy request to comply with, to 17 help him with. I mean, that 18 wouldn't -- I don't know why we 19 wouldn't give him toilet paper.</p> <p>20 Q. Well, you know he had said 21 that he asked you several times for 22 toilet paper and you denied it to 23 him. He says he would bunch it up</p>

18 (Pages 69 to 72)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com



## Daniel Court Reporting, Inc.

	77		79
1	THE WITNESS: Yeah.	1	MS. McDONALD: -- know.
2	MS. McDONALD: -- whether	2	We're not guessing.
3	he heard Bryan testify to that --	3	Q. Who would you go to to
4	MR. STOCKHAM: That's	4	find out?
5	what --	5	A. I would ask my secretary
6	MS. McDONALD: -- at his	6	who produced these for us. Those
7	deposition.	7	were record copies that we have in
8	MR. STOCKHAM: Exactly.	8	the record files.
9	MS. McDONALD: Are you	9	Q. Do you have a computer
10	going to ask him whether or not it	10	backup for these?
11	occurred?	11	A. I don't know.
12	MR. STOCKHAM: Well,	12	Q. And is there a -- do you
13	that's going to be my next	13	have an IT or a computer person
14	question.	14	that runs your computers for you?
15	Q. (By Mr. Stockham) So when	15	A. No, sir. I mean, just my
16	you heard him make those	16	jail staff. There is no specific
17	allegations did you -- did that	17	position for anybody that has
18	evoke any memories in your --	18	computer skills or knowledge or
19	A. No, sir.	19	anything. I mean, we all have to
20	Q. Anything --	20	work on -- use computers for our
21	A. There's --	21	job and that's about as far as it
22	Q. -- like that at all?	22	goes.
23	A. There is nothing that	23	Q. Who in your staff would be
	78		80
1	would come to my mind that would	1	the one who would be -- you would
2	indicate that any of that happened.	2	look to to find a backup log of
3	Q. Did you ever see Mr.	3	these entries?
4	Bradley in any situation that might	4	A. Joan -- you know, my
5	have been -- might have looked like	5	secretary is who I'd have ask and
6	that?	6	-- that's all I know. I mean,
7	A. No, sir.	7	that's where I go to to get all the
8	Q. Now, I wanted to ask you	8	records. She --
9	about these records that you have	9	Q. Where would you --
10	initialed. Are there any of these	10	A. -- has knowledge of
11	records that are still on the	11	records.
12	computer that -- these day shift	12	Q. Where would you keep the
13	tower log --	13	-- where would she keep those, on a
14	A. I don't --	14	hard drive or do you have a backup
15	Q. -- or night shift tower	15	storage that you --
16	log?	16	A. Don't know any of that.
17	A. I don't know that. I	17	MS. McDONALD: These
18	would probably -- if I was guessing	18	were --
19	I'd say --	19	A. Filing cabinets is all I
20	MS. McDONALD: Don't	20	know as to what she gets that out
21	guess. If you don't know, you	21	of.
22	don't --	22	MS. McDONALD: Hold on a
23	A. Don't know.	23	second. These records would have

20 (Pages 77 to 80)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>1 been generated at a time when he 2 was not the sheriff. Just -- 3 THE WITNESS: Right, yeah. 4 MS. McDONALD: He's the 5 sheriff now but he was not at 6 the -- 7 MR. STOCKHAM: I 8 understand. 9 THE WITNESS: Yeah. 10 MS. McDONALD: -- time. 11 So -- 12 Q. (By Mr. Stockham) But -- 13 and the reason I'm asking is that 14 they're in -- within your custody 15 right now. 16 A. Well -- 17 Q. So what I'm asking is what 18 -- if you were going to go now what 19 would you go and do, and you said 20 you'd go ask your secretary. 21 A. Right. 22 Q. Is she the person who was 23 the secretary at that time in 2003,</p>	<p>81</p> <p>1 Police Department. 2 Q. Now, did you have any 3 conversation with Mr. Owens about 4 his -- Mr. Owens -- with -- yeah, 5 with Mr. Owens about Mr. Kelly's 6 broken teeth? 7 A. I don't recall. 8 Q. Well, you were aware that 9 he broke his teeth in the jail? 10 MS. McDONALD: I object to 11 the form. 12 Q. Well, you were aware that 13 he went to the dentist? 14 A. I think I've seen in one 15 of these records where he went to 16 the dentist, yes, sir. 17 Q. And -- 18 MR. WILLFORD: Sheriff, if 19 I can just interject. You need to 20 answer out loud. 21 THE WITNESS: Oh, yes, 22 sir. 23 MR. WILLFORD: The</p>
<p>1 2004? 2 A. Yes, sir. She's been 3 there a long time. 4 Q. So she would be the one 5 who would know? 6 A. She may, I don't know. 7 (Whereupon, an 8 off-the-record 9 discussion was held.) 10 Q. (By Mr. Stockham) Who is 11 Mike Rudd? 12 A. Mike Rudd is a police 13 officer -- was a deputy sheriff 14 here a short period of time, as I 15 recall. 16 Q. And was he a road deputy 17 or was he -- 18 A. Yes, sir. 19 Q. -- one working the jail? 20 A. One of the deputies, road 21 deputy. 22 Q. Where is he now? 23 A. He's over at Goodwater</p>	<p>82</p> <p>1 question before last you shook your 2 head side -- 3 THE WITNESS: Okay. 4 MR. WILLFORD: -- to side 5 and didn't say anything. 6 MS. McDONALD: I didn't 7 see you. Sorry. 8 THE WITNESS: Okay. I'm 9 sorry. I don't recall the 10 question. 11 MS. McDONALD: She'll kick 12 you in a minute. 13 THE WITNESS: Let me know 14 if I didn't answer. 15 Q. (By Mr. Stockham) And you 16 were aware that when he went to the 17 dentist his reason for going to the 18 dentist was that his teeth were 19 broken, were you not? 20 MS. McDONALD: Object to 21 the form. 22 A. No, sir. Don't recall 23 that.</p> <p>84</p>

21 (Pages 81 to 84)

## Daniel Court Reporting, Inc.

	85		87
1       Q. Mr. Kelly told you that he 2 was -- Mr. Bradley had broken his 3 teeth, didn't he? 4       MS. McDONALD: Object. 5       Q. Sir? 6       A. What was your question 7 again? 8       Q. Mr. Kelly told you that 9 Mr. Bradley had broken his teeth, 10 didn't he? 11      A. Told me that? 12      Q. Yes, sir. 13      A. No, sir. I don't -- he 14 didn't tell me that. If I may, 15 based on that question you just 16 asked me, I've got an inmate 17 medical request here from Mr. Kelly 18 that says his tooth is hurting and 19 that he needs to see a medical 20 doctor to get -- something for 21 pain, I think. 22      Q. That's for his stomach, 23 isn't it?		1       Q. Is that what it says? 2       A. Yes, sir. 3       Q. Whose handwriting is that 4 on the bottom? 5       A. I have no idea. I 6 don't -- 7       Q. You don't -- 8       A. I don't see an initial or 9 anybody to indicate which one -- 10 who wrote it. 11      Q. So, will make doctor's 12 appointment and get Robaxin 13 refilled 1-2-04? 14      A. Yes, sir. 15      Q. So the response is on the 16 2nd of January? 17      A. Yes, sir, that's what's 18 indicated. 19      Q. That's not your 20 handwriting, is it? 21      A. No, sir. 22      Q. Now, you're familiar with 23 the fact that the reason given for	
	86		88
1       A. No, sir. He's talking 2 about a tooth is hurting. And -- 3       Q. Let me see that. 4       A. We made a mental -- a 5 dental appointment for him. 6       Q. He -- 7       A. Yeah. And according to 8 the -- 9       Q. It says he went on 10 12-27-03? 11      A. Yes, sir. 12      Q. Is that the entry? 13      A. Yes, sir. 14      Q. That says, right tooth is 15 hurting and need to see medical 16 doctor to get stomach pills. 17      A. Okay. I couldn't read the 18 stomach pills. I just saw the 19 tooth is hurting. 20      Q. It says, that "Medicalic" 21 was keeping my back and toothache 22 down. 23      A. Yes, sir.		1 moving Mr. Kelly to the front was 2 for medical evaluation? 3       A. I recall that the -- most 4 of the time when he was brought up 5 front was for medical observation, 6 yes, sir. 7       Q. You didn't have any doctor 8 observing him, though, did you? 9       A. No, sir. 10      Q. And you didn't have anyone 11 performing medical observation of 12 him? 13      A. Oh, no, sir. We -- 14 there's nobody certified to do 15 anything like that. 16      Q. So why did you call it a 17 medical observation? 18      A. To -- just to keep a -- 19 you know, it makes it -- when you 20 bring somebody up front and you've 21 got a person down there on the 22 floor up front there at the booking 23 station you've got somebody that's	

22 (Pages 85 to 88)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

<p>89</p> <p>1 closer to them and you could kind 2 of watch them and observe them and 3 see if they're getting better or 4 worse so that if we -- you know, 5 you need some immediate medical 6 care it's -- it makes it a lot 7 easier.</p> <p>8 Q. Why would that differ from 9 someone who is just in the 10 population?</p> <p>11 A. Well, it depends on what 12 -- you know, it depends on whether 13 or not their medical request 14 indicates that there was a problem 15 or something. You know, it all 16 starts with the inmate complaining 17 of a problem. And so we try to 18 help them and do what we can for 19 them.</p> <p>20 Q. Well, the person in the 21 tower can see them in the 22 population, can't they?</p> <p>23 A. He can, for the most part.</p>	<p>91</p> <p>1 they were being watched both ways. 2 Q. Well, the person watching 3 in the camera would be in the 4 tower, right?</p> <p>5 A. Yes, sir.</p> <p>6 Q. So they would be no closer 7 to the tower person either way, 8 would they?</p> <p>9 A. For the tower person it's 10 the same. But by bringing them up 11 front you've got a person that can 12 render, you know, first aid if 13 necessary. And they can certainly 14 pay attention to their medical 15 needs a lot closer and quicker.</p> <p>16 Q. How would they do that?</p> <p>17 A. By being right there next 18 to them by the booking station.</p> <p>19 Q. Well, the door is closed.</p> <p>20 A. Yes, sir.</p> <p>21 Q. And they had taped over 22 the window, hadn't they?</p> <p>23 A. I don't recall any tape</p>
<p>90</p> <p>1 It just -- by bringing them up 2 front you've got a direct 3 connection with the person there 4 that's there to help them if there 5 is a medical need where you can 6 tend to them a lot closer. You're 7 way detached from a tower person 8 versus down in the cell block.</p> <p>9 Q. Well, you can directly 10 observe them if you're in the 11 tower, can't you?</p> <p>12 MR. WILLFORD: Observe 13 them where?</p> <p>14 Q. In --</p> <p>15 A. Well, you can see them.</p> <p>16 Q. In the population.</p> <p>17 A. Yeah.</p> <p>18 Q. You can't directly observe 19 them when you're in the -- when 20 they're in the holding cell, can 21 you?</p> <p>22 A. Well, in the holding cells 23 we also have cameras and they --</p>	<p>92</p> <p>1 over a window.</p> <p>2 Q. Well, if he taped over the 3 window how is he going to observe 4 him? The only person that could 5 observe him would be someone in the 6 tower, right?</p> <p>7 A. Right. And the person in 8 the tower, if he sees something 9 then he can radio the person down 10 on the floor to render assistance 11 there immediately by being up 12 front.</p> <p>13 Q. Unless the person up front 14 is actually in the jail?</p> <p>15 A. Yes, sir. I mean, that's 16 a limiting factor that we have 17 with a limited number of staff 18 members.</p> <p>19 Q. In fact, if he were in 20 population you have other people 21 there that could help him.</p> <p>22 A. Other inmates?</p> <p>23 Q. Yeah.</p>

23 (Pages 89 to 92)

1310 32nd Street S.  
Birmingham, Alabama 35205205-250-7765  
danielreporting@aol.com

## Daniel Court Reporting, Inc.

		93		95
1	A. I don't know about that.		1	not able to treat patients with
2	Q. Well, y'all have trustees		2	severe heart problems, are you?
3	help people all the time, don't		3	MS. McDONALD: Object to
4	you?		4	the form. He doesn't treat
5	A. Trustees help us in moving		5	anybody.
6	mop buckets around and things like		6	A. I don't treat anybody.
7	that.		7	Q. Sir?
8	MS. McDONALD: They clean.		8	A. No, sir.
9	Q. They serve people food?		9	Q. And can you house inmates
10	A. They do. They help serve		10	with -- who've suffered heart
11	the trays.		11	attacks and have heart problems?
12	Q. And they cook the food?		12	A. Yes, sir.
13	A. Yes, sir.		13	Q. And people who are
14	MS. McDONALD: Can we take		14	suffering convulsions or seizures?
15	a break real quick?		15	A. We've had some sick
16	MR. STOCKHAM: Yeah.		16	inmates in the jail, yes, sir.
17	(Whereupon, an		17	Q. And you don't transfer
18	off-the-record		18	them?
19	discussion was held.)		19	A. No, sir. I mean, I don't
20	(Whereupon, a brief		20	know where I'd send them to.
21	recess was taken in		21	MS. McDONALD: That's all.
22	the deposition.)		22	Just --
23	Q. (By Mr. Stockham) Have		23	A. That's all there is to it.
		94		96
1	you ever had an inmate in the Coosa		1	Q. And who --
2	County jail since you have been		2	MS. McDONALD: --
3	deployed here who you have		3	answer --
4	transferred to another facility		4	Q. Who do you determine --
5	because you weren't able to attend		5	who in your chain of command makes
6	to their medical needs?		6	the decision about whether someone
7	A. I don't -- I don't recall		7	is to be sent to a hospital?
8	that. It's -- you know. I just		8	A. Do you want me to answer
9	don't recall a specific name or		9	that as I am now, the current
10	anything like that.		10	sheriff, or how I was back as a
11	Q. Do you have any procedure		11	lieutenant?
12	that you have for determining		12	Q. Back in 2003.
13	whether or not that you need to		13	A. Okay. Back in 2003. Say
14	transfer an inmate to another		14	the question again.
15	facility who has -- a facility that		15	Q. Who in the chain of
16	has better -- capable of dealing		16	command determines when an inmate
17	with --		17	needs to go to a hospital?
18	A. I don't -- I can't recall		18	A. Oh. The medical request
19	us ever doing that. I can't		19	form is filled out and then we
20	imagine why another sheriff would		20	facilitate them to the doctor. If
21	want for us to pawn off one of our		21	the doctor refers him to the
22	inmates on them for a medical need.		22	hospital or if it's an emergency
23	Q. Well, are you -- you're		23	call the EMS community first

24 (Pages 93 to 96)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

	97		99
1	responders that come there do. We	1	MS. McDONALD: -- or if
2	refer, you know, all of those	2	they --
3	situations with them.	3	A. If they see the seizure,
4	Q. Who in the EMS community	4	yes, sir.
5	makes --	5	Q. Yes, sir.
6	A. That would be the	6	A. Yes, sir.
7	paramedic that responds to the jail	7	Q. And what training have you
8	for that need.	8	provided your staff -- your jail
9	Q. Who is that?	9	staff to identify a seizure?
10	A. Oh. We dial an ambulance	10	A. I don't have a -- I don't
11	up and they come to the jail and	11	train my officers to be -- to treat
12	it's left up to them, you know, for	12	inmates at all or to do any of that
13	them to look at and see what they	13	stuff. So I don't have a seizure
14	need to do.	14	policy per se.
15	Q. If they determine that	15	Q. Well, your jail manual
16	someone needs to go to a hospital	16	policies and procedures
17	then you defer to that?	17	specifically identifies seizures as
18	A. Yes, sir.	18	an example of a medical emergency,
19	Q. It's not a determination?	19	doesn't it?
20	A. I --	20	A. Yes, sir. I'm assuming
21	Q. It's not a determination	21	that's identified as an example of
22	that someone in the jail makes?	22	a medical need to call the EMS
23	A. Oh, no, sir. No, sir.	23	community.
	98		100
1	Q. And what do you do if	1	Q. And that's something that
2	someone determines -- an EMS person	2	puts on the corporal to determine
3	determines that a person needs to	3	if a seizure is occurring?
4	go to the hospital?	4	A. Yes, sir.
5	A. Then it's a matter of	5	Q. And what I'm asking is
6	determining transport. If the	6	what training do you provide the
7	inmate needs to be transported by	7	corporal for him to be able to
8	ambulance then the ambulance takes	8	identify if a seizure is occurring?
9	them. If there is not a need for a	9	A. Observation. You know,
10	transport but they suggest that	10	that's all you can do as a corporal
11	maybe the inmate needs to be taken	11	out there or as a corrections
12	then we may even sometimes have a	12	officer. If you see that there is
13	transport officer or a deputy to	13	an emergency medical need the
14	transport, depending on the	14	policy is you call an ambulance.
15	situation that occurred.	15	Q. Well, in the case of Mr.
16	Q. Is a seizure an occasion	16	Kelly, he was falling down a lot.
17	that you would call an EMS?	17	You --
18	A. Yes, sir. If there is a	18	MS. McDONALD: Object to
19	seizure we call EMS.	19	the form.
20	Q. On every occasion?	20	Q. -- were aware of that --
21	MS. McDONALD: If they see	21	you've already testified that you
22	it --	22	were aware that he was falling
23	A. If they --	23	down.

25 (Pages 97 to 100)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

	101	1 A. I recall he had -- 2 Q. And -- 3 A. -- times when he fell. 4 Q. And do you know whether or 5 not he was having seizures on each 6 of those occasions? 7 A. I wouldn't know. 8 Q. Did anyone make any 9 determination that he was having 10 seizures on each of those 11 occasions? 12 A. Not that I recall. I 13 don't know. 14 Q. Who would be responsible 15 for making that determination, that 16 each -- whether or not his falls 17 were seizure related or not? 18 A. Observation based on the 19 corrections officer, what he saw or 20 what he heard, what was said. And 21 if there's a -- there is a seizure 22 in action then obviously that would 23 be something that you would --	1 observation of the officer that's 2 on duty, what he saw. 3 Q. If a person reported they 4 had just had a seizure would you 5 call the EMS to follow up with them 6 to see whether they were having any 7 further complications from the 8 seizure? 9 MR. WILLFORD: Object to 10 the form. 11 MS. McDONALD: Same 12 objection. 13 Q. You can answer. 14 MS. McDONALD: If you -- 15 Q. You have to answer. 16 A. I don't -- I don't have an 17 answer. I mean, I don't know what 18 -- you know, I don't know how to 19 answer your question. I mean -- 20 Q. Do you have a policy for 21 pursuing if someone says they've 22 had a seizure -- 23 A. No, sir, don't have a
	102	1 alert to his attention to call 2 emergency medical. But if it's 3 after the fact and they don't see 4 it, don't know it and -- you know, 5 how do you know? 6 Q. Well, if another inmate 7 reports that someone was having a 8 seizure would you call an emergency 9 medical person then? 10 MS. McDONALD: A report 11 that he had it or he's having one? 12 Q. He's had it. 13 A. I don't know -- you know, 14 I don't know if an inmate -- you 15 can't -- you know, you can't always 16 go with what other inmates say. 17 You have to kind of just look into 18 it yourself and you have to take it 19 at face value. 20 Q. Well, if someone has had a 21 seizure would you call the EMS if 22 the seizure is over? 23 A. Again, based on the	1 policy. 2 Q. The policy and procedure 3 manual that I have been given 4 today, has this been changed since 5 the time that Mr. Owens was there? 6 A. Yes, sir. I have revised 7 it with some updates under my 8 direction. 9 Q. What updates have you 10 added? 11 A. I don't recall specifics. 12 Q. Have you added any updates 13 with regard to the medical 14 attention that inmates are given? 15 A. Again, I don't recall. I 16 mean, it's been revised but I'm not 17 sure if there is anything changed 18 in the medical section. 19 Q. Do you still refer them to 20 Dr. Weaver? 21 A. Yes, sir. 22 Q. Do you still refer them to 23 Dr. James?

	105	
1	A. Yes, sir.	1 hurting on December 27th of '03, is
2	MR. STOCKHAM: I believe	2 there also a record that shows that
3	that's all.	3 he was taken to a dentist and what
4	MS. McDONALD: I have a	4 the dentist did?
5	couple of questions.	5 A. I believe there was a --
6		6 when they go to the dentist they
7	EXAMINATION BY MS. McDONALD:	7 have to fill out a form. Let me
8	Q. Sheriff Wilson, in	8 see here.
9	November of 2003 you were, I think	9 (Witness examining
10	what you said, the day shift	10 documents.)
11	deputy?	11 (Whereupon, an
12	A. Yes, sir. Yes, ma'am.	12 off-the-record
13	Q. As a day shift deputy how	13 discussion was held.)
14	much time would you spend on the	14 A. There is a doctor visit
15	road versus in the jail?	15 form here in the file that
16	A. There were days where I	16 indicates that on January the 14th
17	was on the road all day long.	17 Bryan Kelly had a tooth pulled.
18	Q. That you never went in the	18 Q. (By Ms. McDonald) Okay.
19	jail?	19 A. By Dr. Curry.
20	A. That I never went in the	20 Q. Is he the dentist that
21	jail. Depending on the call	21 y'all take them to if they need to
22	volume. There were days where I	22 see a dentist?
23	might be in the SO doing paperwork	23 A. Right. At that time that
	106	
1	back in the office. To give a	1 was the dentist who we took them
2	percentage, a high percentage of it	2 to.
3	was on the road or in the office	3 Q. And on Mr. Kelly's request
4	doing things, not in the jail.	4 to see a dentist is there anything
5	Q. And when you reviewed the	5 about his teeth on the right side
6	reports, the shift reports, would	6 being cracked or broken?
7	you review those to determine how	7 A. No, ma'am. It just
8	long somebody may have been in a	8 indicates that his tooth is hurting
9	particular cell?	9 -- teeth are hurting.
10	A. No, ma'am. What I was	10 Q. To your knowledge after
11	looking for was to kind of look at	11 looking at some of these records
12	the overall picture of things, what	12 today did Mr. Kelly ever tell
13	was going on in the jail, and look	13 anybody at the jail that he was
14	for any significant big problems,	14 going to save up all his pills and
15	big issues, serious issues that I	15 take them so he could commit
16	need to -- might need to help with	16 suicide?
17	in --	17 A. I think there is something
18	Q. Okay.	18 in one of the records.
19	A. -- the management area.	19 Here on December the 19th
20	Q. And the record from --	20 on the night shift report at
21	let's see -- where Mr. Kelly	21 eighteen hundred and eleven hours
22	requested that he be taken to a	22 he -- twenty-two fifty-six --
23	dentist because his right tooth was	23 that's going to be either Taylor or

## Daniel Court Reporting, Inc.

<p>1 Harris or Green. Those three were      2 on duty. Advised that Kelly told      3 him that he's been saving up his      4 pills for a while, up to twenty, so      5 that he could take them all at      6 once, not to hurt himself but to      7 get all the good out of them, get      8 messed up. And said he knows how      9 to hide them so that we can't find      10 them. And that --</p> <p>11 Q. Is there indication that      12 they searched his cell?</p> <p>13 A. It does not say anything      14 about that.</p> <p>15 Q. Is there mention of him      16 trying to commit suicide any other      17 way?</p> <p>18 A. It said that Kelly also      19 states that he wanted -- wanted to      20 do so to -- he could remove the      21 lights from the fixture and kill      22 himself or a corrections officer if      23 he wanted to do so.</p>	<p>109</p> <p>1 he needed to be taken to a hospital      2 would y'all have taken him?</p> <p>3 A. Yes. No question.</p> <p>4 Q. Do the day shift tower      5 logs or night shift tower logs      6 indicate when someone is taken from      7 a holding cell to get a shower?</p> <p>8 A. As I recall looking      9 through some of them then and      10 certainly now, there are      11 indications that they are removed      12 and taken back and forth when      13 they're moved around.</p> <p>14 Q. So the log should indicate      15 when he was taken out to get a      16 shower, correct?</p> <p>17 A. Yes, ma'am.</p> <p>18 Q. Now, what he chose to do      19 when he got to the shower or got in      20 a shower was strictly up to him,      21 whether he bathed or not, was it      22 not?</p> <p>23 A. That's right.</p>
<p>1 Q. On December the 16th, '03,      2 the night shift report, does that      3 indicate where Mr. Kelly is      4 currently being housed, on December      5 the 16th of 2003?</p> <p>6 A. At nineteen fifty hours      7 loud noise is coming from the B      8 block, according to this report      9 from the folks that was on shift.      10 It says that Kelly fell down and      11 knocked the mop bucket over and he      12 is lying on the floor. He said he      13 hit his head and hurt his back,      14 also that one leg was becoming      15 numb. And according to this report      16 EMS Two and Rockford Fourteen,      17 which are first responders, came to      18 check him out. They did not think      19 it was necessary for him to go to      20 the hospital. He was taken to the      21 holding cell for medical      22 observation.</p> <p>23 Q. If the EMS had indicated</p>	<p>110</p> <p>1 MS. McDONALD: I don't      2 have anything else.</p> <p>3</p> <p>4 EXAMINATION BY MR. WILLFORD:</p> <p>5 Q. Sheriff, we took a tour of      6 the jail earlier today, correct?</p> <p>7 A. Yes, sir.</p> <p>8 Q. And while we were up there      9 in what I believe was the tower I      10 noticed that there was one guard on      11 duty. Was that pretty much      12 standard practice in 2003, 2004 as      13 well?</p> <p>14 A. Yes, sir.</p> <p>15 Q. That you would have one      16 guard in the tower?</p> <p>17 A. Correct.</p> <p>18 Q. And, again, based on the      19 observations that I made today it      20 appeared that that tower guard has      21 control over the electronic doors      22 in the jail; is that correct?</p> <p>23 A. That's right, sir. That</p>

28 (Pages 109 to 112)

1310 32nd Street S.  
 Birmingham, Alabama 35205

205-250-7765  
 danielreporting@aol.com

## Daniel Court Reporting, Inc.

113	115
<p>1 tower guard is the one that allows      2 people to come and go through the      3 electronic doors.</p> <p>4 Q. We also saw some monitors      5 in there that were tied to some      6 cameras in the jail; is that      7 correct?</p> <p>8 A. Yes, sir.</p> <p>9 Q. Was that the same way in      10 2003?</p> <p>11 A. Yes, sir. I think the --      12 there is maybe some more cameras      13 been added since then and certainly      14 a more updated system now.</p> <p>15 Q. Right. But in 2003, 2004      16 there was a monitor in the tower to      17 look at the cameras that were in      18 the jail at the time --</p> <p>19 A. Yes, sir.</p> <p>20 Q. -- is that right?</p> <p>21 A. That's correct.</p> <p>22 Q. The guard that is assigned      23 to the tower -- and I want to have</p>	<p>1 cameras inside of the cell blocks?      2 A. No, sir, not inside the      3 cell blocks.</p> <p>4 Q. And is that because you      5 can actually see into the cell      6 blocks --</p> <p>7 A. Yes, sir.</p> <p>8 Q. -- from the tower?</p> <p>9 A. Yes, sir. There are some      10 -- in 2003 there was no cameras in      11 the cell block.</p> <p>12 Q. I'm sorry. Yeah. That's      13 -- again, that's what I'm asking --</p> <p>14 A. Yeah.</p> <p>15 Q. -- is 2003 --</p> <p>16 A. Right.</p> <p>17 Q. -- and 2004.</p> <p>18 A. Right.</p> <p>19 Q. Would there have been      20 cameras in the individual cells in      21 the cell blocks?</p> <p>22 A. No, sir, no cameras.</p> <p>23 Q. In the booking area of the</p>
114	116
<p>1 the same understanding between you      2 and me that you had with Richard,      3 and that is that we're talking      4 about the 2003, 2004 --</p> <p>5 A. Right.</p> <p>6 Q. -- time frame in my      7 questions here.</p> <p>8 Would that guard have been      9 able to leave the tower without      10 being relieved?</p> <p>11 A. No, sir. That guard has      12 to be there in order to control the      13 comings and goings of all the      14 electronic doors. And has the sole      15 responsibility of kind of watching      16 over the inmates.</p> <p>17 Q. Would it be fair to say      18 that that tower guard has control      19 of the entire jail?</p> <p>20 A. Yes, sir.</p> <p>21 Q. We also were able to see      22 from the tower inside the      23 individual cell blocks. Are there</p>	<p>1 jail how many officers would you      2 have had up there in 2003, 2004?      3 A. Difference of day shift      4 versus night shift.</p> <p>5 Q. Let's start with the day      6 shift. How many officers would you      7 have had on duty during the day in      8 the booking area?</p> <p>9 A. Okay. On a normal day      10 shift you've got one assigned.      11 That's your twelve hour shift      12 person. In addition to that you      13 have the -- you -- we had the      14 sergeant and her assistant. They      15 would be in and out throughout the      16 entire facility, but would be      17 available to help.</p> <p>18 Q. So at any one time there      19 would have been from one to --</p> <p>20 A. Three.</p> <p>21 Q. -- three people --</p> <p>22 A. Yes, sir.</p> <p>23 Q. -- present in the booking</p>

29 (Pages 113 to 116)

## Daniel Court Reporting, Inc.

1 area? 2 A. During daytime Monday 3 through Friday. 4 Q. All right. 5 A. At nighttime -- 6 Q. Night shift. 7 A. -- only one person by 8 themselves, twelve hour shift. 9 Q. That person stays in the 10 booking area or stayed in the 11 booking area; is that correct? 12 A. No, sir. That person is 13 the, what you call, the downstairs 14 corrections officer. And that 15 person's duties take them -- well, 16 whatever needs to be done on the 17 bottom floor, to include booking, 18 to include assisting inmates in the 19 rear, to -- you know, dispensing 20 medicine and meals to the inmates. 21 Q. If they worked -- if the 22 downstairs person at night weren't 23 doing some other tasking in the	117	1 Q. -- request form? 2 A. Any time. 3 Q. So if an inmate had come 4 to, say, any correction officer and 5 said, I've had a medical problem, I 6 need to see a doctor, they would 7 have been given an opportunity to 8 fill out -- 9 A. Right. 10 Q. -- a form? 11 A. Yes, sir. 12 Q. And could have gotten 13 medical attention then? 14 A. Yes, sir. That's the way 15 it is. 16 MR. WILLFORD: That's all 17 I have. Thank you. 18 MS. McDONALD: Nothing 19 else. 20 REEXAMINATION BY MR. STOCKHAM: 21 Q. The only follow-up I have 22 based upon what he asked, was --	119
1 jail where would that officer's 2 duty station be? 3 A. Primarily there in the 4 dispatch area because that -- they 5 were -- they also assist with 6 dispatching. That's what they do 7 there. 8 Q. And just so I'm clear -- 9 and this was kind of touched off by 10 a question that Richard asked you. 11 Was the policy in 2003, 2004 that 12 an inmate could request medical 13 care for any reason at all? 14 A. I mean, yes, sir. They -- 15 we didn't deny them to fill out a 16 medical request form and take a 17 look at it. 18 Q. And that's what I was 19 getting at. 20 A. Yes. 21 Q. They could fill out a 22 medical -- 23 A. Oh, yes, sir.	118	1 you say in the daytime you'd have 2 one to three people in the booking 3 area? 4 A. Could be in the booking 5 area. There was other -- two 6 people. There's the sergeant and 7 the corporal and they were in and 8 out throughout the entire building, 9 if you will. 10 Q. Well, the daytime person 11 downstairs has to go and tend to 12 the jail also, don't -- doesn't he? 13 A. Yes, sir. 14 Q. So there would be times 15 when no one would be in the booking 16 area during the daytime? 17 A. That's correct. It can 18 be. It depends on what was going 19 on. 20 MR. STOCKHAM: That's all 21 I have. 22 FURTHER THE DEPONENT SAITH NOT	120

30 (Pages 117 to 120)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

121

1 CERTIFICATE

2  
3 STATE OF ALABAMA )  
4 JEFFERSON COUNTY )

5

6 I hereby certify that the above  
7 and foregoing deposition was taken  
8 down by me in stenotype, and the  
9 questions and answers thereto were  
10 reduced to typewriting under my  
11 supervision, and that the foregoing  
12 represents a true and correct  
13 transcript of the deposition given  
14 by said witness upon said hearing.

15 I further certify that I am  
16 neither of counsel nor kin to the  
17 parties to the action, nor am I in  
18 anywise interested in the result of  
19 said cause.

20

21

22 Sandra Peebles Daniel  
23 Commissioner

31 (Page 121)

1310 32nd Street S.  
Birmingham, Alabama 35205

205-250-7765  
danielreporting@aol.com

A	B	C
<p><b>A</b></p> <p><b>able</b> 19:22 30:5 49:8 71:13 94:5 95:1 100:7 114:9 114:21 <b>abreast</b> 33:13 <b>abrupt</b> 18:4 <b>accommodations</b> 36:20 <b>accused</b> 69:17 <b>acting</b> 6:4 20:3 <b>action</b> 1:9 101:22 121:17 <b>activities</b> 9:6 <b>added</b> 31:3 104:10 104:12 113:13 <b>addition</b> 28:13 29:15 116:12 <b>additional</b> 17:6,12 24:4 25:14 31:2 <b>address</b> 41:1 <b>administrator</b> 19:15 20:3 21:22 22:8,13,23 26:1,8 26:17,20,22 27:3 36:2 58:18 <b>adopted</b> 41:1 <b>advance</b> 58:9 <b>Advised</b> 109:2 <b>agent</b> 11:17 <b>ago</b> 11:2 57:14 74:1 <b>AGREED</b> 1:20 2:9 2:17 3:5 <b>agreement</b> 39:18 <b>ahead</b> 17:17 <b>aid</b> 91:12 <b>air</b> 8:11,12,17 9:7 <b>al</b> 1:12 35:14 58:18 68:16 <b>Alabama</b> 1:2 2:5 5:12,18,23 6:3,6 6:11 12:18 36:15 36:17 121:3 <b>alert</b> 102:1</p> <p><b>Alexander</b> 45:5 <b>allegation</b> 68:4 <b>allegations</b> 58:23 77:17 <b>allowed</b> 65:21 <b>allows</b> 113:1 <b>ambulance</b> 97:10 98:8,8 100:14 <b>announced</b> 15:19 18:1,3 <b>answer</b> 33:8 52:7 64:14 83:20 84:14 96:3,8 103:13,15 103:17,19 <b>answers</b> 121:9 <b>antiquated</b> 34:10 <b>anybody</b> 29:3 32:9 59:10 74:16 75:1 79:17 87:9 95:5,6 108:13 <b>anywise</b> 121:18 <b>apparently</b> 34:3 <b>appeared</b> 112:20 <b>appointment</b> 39:10 44:4,13,15,16 86:5 87:12 <b>approximately</b> 2:7 <b>area</b> 30:23 51:9 70:7 106:19 115:23 116:8 117:1,10,11 118:4 120:3,5,16 <b>arranged</b> 45:16 <b>arrangement</b> 39:16 <b>arrest</b> 63:23 <b>arresting</b> 50:18 <b>arrests</b> 48:23 <b>asked</b> 19:14 22:19 22:19 31:14 34:2 59:10,19 67:13 68:15 72:1,21 73:4,11,14,17 85:16 118:10 119:23</p> <p><b>asking</b> 17:5,11 68:2 73:15,22 74:2 76:22,23 81:13,17 100:5 115:13 <b>assign</b> 2:23 <b>assigned</b> 113:22 116:10 <b>assist</b> 29:20 42:21 118:5 <b>assistance</b> 92:10 <b>assistant</b> 26:20,21 27:3 28:16 116:14 <b>assister</b> 29:14 <b>assisting</b> 29:10 117:18 <b>Association</b> 36:17 <b>assume</b> 45:11 51:18 71:18 <b>assuming</b> 31:4 53:15,17 99:20 <b>attacks</b> 95:11 <b>attain</b> 9:14 <b>attend</b> 94:5 <b>attended</b> 8:9 <b>attention</b> 39:6 43:21 91:14 102:1 104:14 119:13 <b>August</b> 14:5,11,22 <b>automatic</b> 45:11 <b>available</b> 45:1,10 45:22 116:17 <b>aware</b> 41:6 42:10 48:2 51:7 52:2 61:1,7,11 64:19 66:18 67:2 68:3 70:16 83:8,12 84:16 100:20,22</p> <p><b>B</b></p> <p><b>B</b> 4:10 110:7 <b>back</b> 18:20 24:21 43:23 63:20,21 69:9,19 86:21 96:10,12,13 106:1 110:13 111:12</p> <p><b>backup</b> 79:10 80:2 80:14 <b>base</b> 9:3,8 <b>based</b> 42:22 44:5 44:17 51:19 85:15 101:18 102:23 112:18 119:23 <b>basically</b> 19:20 <b>basis</b> 51:9,10 61:11 63:14,16 <b>bathed</b> 111:21 <b>becoming</b> 20:23 26:15 110:14 <b>beginning</b> 2:7 19:4 19:11 <b>believe</b> 30:5 34:15 56:12 63:1 105:2 107:5 112:9 <b>best</b> 57:17 <b>better</b> 89:3 94:16 <b>bible</b> 36:9 <b>big</b> 106:14,15 <b>biggest</b> 16:17,18,22 <b>Bill</b> 20:16 21:8 <b>Birmingham</b> 5:12 5:18 6:2 12:18 <b>bit</b> 14:14 28:18 <b>blessing</b> 36:4 46:20 <b>block</b> 90:8 110:8 115:11 <b>blocks</b> 114:23 115:1,3,6,21 <b>board</b> 17:4 <b>book</b> 36:10,16 37:18 39:5 42:18 <b>booked</b> 50:22,23 <b>booking</b> 50:15 88:22 91:18 115:23 116:8,23 117:10,11,17 120:2,4,15 <b>bottom</b> 87:4 117:17 <b>Bradley</b> 34:2 35:14 58:18 60:8,17,21</p> <p><b>called</b> 22:19 26:22 27:9 28:14 38:7 <b>calls</b> 23:7</p>	<p>67:15 75:16,19 76:5 78:4 85:2,9 <b>Brandon</b> 32:14,15 <b>break</b> 14:3,4 93:15 <b>Brett</b> 18:17 19:20 25:4 <b>brief</b> 93:20 <b>bring</b> 17:4 88:20 <b>bringing</b> 15:20 16:12 17:10 63:23 90:1 91:10 <b>broke</b> 83:9 <b>broken</b> 83:6 84:19 85:2,9 108:6 <b>brought</b> 21:14 50:16 69:14 88:4 <b>Bryan</b> 1:5 47:9,16 47:22 70:23 77:3 107:17 <b>Bryan's</b> 47:20 <b>BS</b> 32:8,10,11 <b>bucket</b> 110:11 <b>buckets</b> 93:6 <b>budget</b> 31:16 <b>building</b> 7:17 120:8 <b>built</b> 13:4 <b>bunch</b> 49:11 72:23 <b>business</b> 12:17 <b>B.B</b> 8:2</p> <p><b>C</b></p> <p><b>C</b> 5:1 121:1,1 <b>cabinets</b> 80:19 <b>Cain</b> 10:15,16 <b>call</b> 22:5,6 24:4 42:20 44:12,15 45:12 46:16 54:14 88:16 96:23 98:17 98:19 99:22 100:14 102:1,8,21 103:5 105:21 117:13 <b>called</b> 22:19 26:22 27:9 28:14 38:7 <b>calls</b> 23:7</p>	

camera 91:3	25:2 28:1 58:14	38:8 96:23 97:4 99:23	109:22 117:14	daytime 23:17 33:17 66:5 117:2 120:1,10,16
cameras 34:5 90:23 113:6,12,17 115:1 115:10,20,22	chose 111:18	complaining 89:16	counsel 1:22 2:19 2:21 6:8 121:16	day-to-day 34:14
capable 94:16	City 45:5	complaints 58:16 58:19	county 2:3 6:10 13:2,16 14:1 15:22 16:11 19:10 39:19 62:12 94:2 121:4	deal 36:21 70:19 dealing 37:10,12 94:16
captain 27:5	Civil 1:9 6:7	compliance 2:13	couple 11:10,23 14:18 105:5	December 62:22 63:2 71:5 107:1 108:19 110:1,4
care 14:13 22:6 37:19 46:10,11 89:6 118:13	clean 93:8	complications 103:7	court 1:1 2:14 6:2 6:18 50:17,18	decided 45:7 decision 17:4 18:20 22:22 31:2,5,8,11 43:8 51:15,17 54:9 55:5 96:6
career 8:10,22	cleaning 12:16	comply 72:16	Courthouse 2:4,4 6:10,10	decisions 15:10 43:15
CARROLL 5:9	clear 118:8	computer 78:12 79:9,13,18	cracked 108:6	decision-makers 43:2
case 100:15	client 76:18	computers 79:14 79:20	current 15:5 46:20 96:9	decision-making 57:1
cause 6:14 121:19	clippers 73:18	concrete 71:16,19 71:22	currently 110:4	defecate 65:15,16
cell 61:3,8,22 62:13 64:8 65:10 66:14 69:18 74:7,20	closed 91:19	confident 32:5	Curry 107:19	Defendant 1:14 5:14
75:5,12,16,20	closer 53:1,3 89:1 90:6 91:6,15	connection 90:3	custody 81:14	defer 43:1 97:17
90:8,20 106:9 109:12 110:21	club 12:2	console 9:13	<hr/> <b>D</b>	Define 37:14
111:7 114:23	clue 32:7	constant 9:8	<b>D</b> 4:1	degree 71:12
115:1,3,5,11,21	cold 70:17 71:6,17 71:19	consulted 56:23	daily 61:11 63:14 63:16	delegated 47:2
cells 37:7 90:22 115:20	college 8:6,9,11	control 8:20 112:21 114:12,18	<b>Daniel</b> 1:5 2:1 5:4 6:1 121:22	denied 72:2,22
center 8:23 9:2,10 9:10,13	come 15:22 22:16 33:17,21 38:8	conversation 70:11 83:3	date 6:5	dental 86:5
certain 75:1	39:21 40:16 45:2	copies 34:6 79:7	dates 61:9	dentist 83:13,16
certainly 23:21 31:10 42:19 43:22	60:8 64:22 78:1	core 28:12	daughter 10:8	84:17,18 106:23
44:3 59:12,23	97:1,11 113:2 119:3	corner 31:21	daughter's 10:21	107:3,4,6,20,22
91:13 111:10	<b>Comer</b> 8:2	corporal 27:9,15 27:19 28:15 29:13	day 2:6 6:12 18:1 18:19 19:18,18	108:1,4
113:13	comfortable 71:12	35:6,8,14,18	20:4 21:22 23:1,1	deny 69:20,21 73:7 118:15
certified 88:14	coming 9:9 39:23 40:10 110:7	100:2,7,10 120:7	department 14:1 15:4 19:8 83:1	department 14:1 15:4 19:8 83:1
certify 6:5 121:6,15	comings 114:13	<b>Commissioner</b> 2:2 3:6 5:5 6:4	depending 63:3 98:14 105:21	depends 58:5 66:3 89:11,12 120:18
chain 96:5,15	command 8:19,22 8:23 9:3,10,12 96:5,16	121:23	deployed 94:3	DEPONENT
change 21:4,7	comment 59:23	commissioners 39:19		
changed 28:5 104:4 104:17	comments 60:13	commit 108:15 109:16		
charge 20:14,17 27:20	commission 31:14	communications 8:20 9:4,9		
Cheaha 40:17	<b>Commissioner</b> 2:2 3:6 5:5 6:4	community 8:11		
check 23:3 110:18	3:6 5:5 6:4			
chief 15:20 16:7,13 17:5 18:15,16,17	121:23			
19:19,19 24:11	commissioners 39:19			
	commit 108:15 109:16			
	communications 8:20 9:4,9			
	community 8:11			

120:23	dispatch 118:4	duties 13:21 19:1,2 19:6,19,21 20:2 20:12 21:18 117:15	entry 86:12	falling 52:20 100:16,22
<b>deposition</b> 1:16,23 2:10,11 3:2,6 4:13 54:3 68:10,13 77:7 93:22 121:7 121:13	<b>dispatching</b> 9:4,13 30:7,12,23 118:6	<b>duty</b> 19:13 103:2 109:2 112:11 116:7 118:2	<b>environment</b> 71:15	<b>falls</b> 101:16
<b>depositions</b> 2:15	<b>DISTRICT</b> 1:1,2	<b>D.A.R.E</b> 19:9,16,23 21:21	<b>essence</b> 27:4	<b>familiar</b> 87:22
<b>deputies</b> 20:19 23:20,21 24:2,5 24:10 82:20	<b>DIVISION</b> 1:3	<b>E</b>	<b>established</b> 33:15	<b>family</b> 47:19
<b>deputy</b> 13:1,14,17 13:20 15:21 16:7 16:13 17:5 18:15 18:16 19:18,20 20:5 21:22 23:10 23:22 24:11 25:3 28:2 47:14 58:14 82:13,16,21 98:13 105:11,13	<b>doctor</b> 39:2,11,12 43:18 44:10,14,18 44:21,23 45:21 46:16 53:7,13 85:20 86:16 88:7 96:20,21 107:14 119:6	<b>E</b> 4:1,10 5:1,1 121:1,1	<b>evaluation</b> 88:2	<b>far</b> 22:12 23:22 79:21
<b>described</b> 21:19	<b>doctors</b> 40:10	<b>earlier</b> 112:6	<b>Evans</b> 13:11 20:16 21:8	<b>feel</b> 15:11
<b>detached</b> 90:7	<b>doctor's</b> 44:12 87:11	<b>easier</b> 89:7	<b>events</b> 9:6	<b>feet</b> 73:2
<b>determination</b> 54:13 97:19,21 101:9,15	<b>document</b> 54:16 55:19	<b>easy</b> 72:16	<b>Eventually</b> 19:22	<b>fell</b> 101:3 110:10
<b>determine</b> 96:4 97:15 100:2 106:7	<b>documented</b> 38:17	<b>effect</b> 2:12 26:10 36:6 46:19	<b>everybody</b> 27:1 46:23 71:13	<b>felt</b> 15:23 16:2 17:8
<b>determines</b> 96:16 98:2,3	<b>documents</b> 54:8,12 107:10	<b>eight</b> 24:7,8,9,12 28:6,12 58:4	<b>evidence</b> 3:2	<b>field</b> 8:22
<b>determining</b> 94:12 98:6	<b>doing</b> 35:1 39:17 68:17 94:19 105:23 106:4 117:23	<b>eighteen</b> 10:4 108:21	<b>evoke</b> 77:18	<b>fifty</b> 110:6
<b>developed</b> 36:2,14 39:1	<b>door</b> 91:19	<b>either</b> 91:7 108:23	<b>exactly</b> 34:13 56:1 77:8	<b>fifty-six</b> 108:22
<b>dial</b> 97:10	<b>doors</b> 112:21 113:3 114:14	<b>electronic</b> 112:21 113:3 114:14	<b>exam</b> 40:8	<b>Fifty-three</b> 7:20
<b>differ</b> 89:8	<b>doubt</b> 55:4	<b>eleven</b> 108:21	<b>examination</b> 4:2 6:15 7:4 105:7 112:4	<b>file</b> 38:18 107:15
<b>Difference</b> 116:3	<b>downstairs</b> 66:1 117:13,22 120:11	<b>ELEY</b> 5:21	<b>files</b> 79:8	
<b>different</b> 11:10	<b>Dr</b> 5:22 39:14,16 39:20,21 40:4	<b>emergency</b> 38:5 96:22 99:18 100:13 102:2,8	<b>filings</b> 3:5 80:19	
<b>direct</b> 90:2	44:4,6 45:4,7,9,13	<b>employee</b> 13:23	<b>fill</b> 39:5 107:7 118:15,21 119:8	
<b>direction</b> 15:13 104:8	45:22 46:2 53:18 53:21 104:20,23 107:19	<b>employees</b> 9:11	<b>filled</b> 96:19	
<b>directly</b> 90:9,18	<b>drafted</b> 37:10	<b>employer</b> 12:13	<b>find</b> 38:15 44:1 48:12 49:8 79:4 80:2 109:9	
<b>discussion</b> 25:19 57:7,11 82:9 93:19 107:13	<b>drinking</b> 59:1	<b>employment</b> 11:6 12:12	<b>finger</b> 64:3	
<b>Dishwasher</b> 12:1	<b>drive</b> 5:10 80:14	<b>EMS</b> 38:7 42:20 43:1,11 96:23 97:4 98:2,17,19 99:22 102:21 103:5 110:16,23	<b>first</b> 7:1 26:14 38:8 41:8,11 42:21 91:12 96:23 110:17	
	<b>driven</b> 40:4	<b>ensure</b> 46:23	<b>five</b> 14:17 24:23 57:16,22 58:3	
	<b>duly</b> 7:1	<b>entire</b> 13:16 19:10 62:11 114:19 116:16 120:8	<b>fixture</b> 109:21	
		<b>entries</b> 80:3	<b>floor</b> 29:23 65:2 71:16,22 88:22 92:10 110:12 117:17	
			<b>flush</b> 66:8	
			<b>flushed</b> 66:10	
			<b>folks</b> 17:7 22:6 28:12 29:12,21 37:19 46:15 47:16 47:17 110:9	
			<b>follow</b> 103:5	
			<b>following</b> 6:16	

follow-up 119:22 food 93:9,12 force 2:12 8:11,12 8:17 foregoing 6:8 121:7 121:11 form 2:20 39:6,8 43:21 52:6 61:6 64:10 65:5,20 66:22 67:11,18 69:11 72:6 76:1 83:11 84:21 95:4 96:19 100:19 103:10 107:7,15 118:16 119:1,10 forth 111:12 forty 58:1,2 four 11:21 14:17 24:3,5,21,22 25:11 27:23 28:7 28:9 57:15,21 58:2 74:1 Fourteen 110:16 frame 27:16 37:11 44:8 114:6 Friday 117:3 friend 47:22 front 51:12,13 52:3 52:11,16,23 53:20 54:4,10,19 56:19 74:6 75:5,12 88:1 88:5,20,22 90:2 91:11 92:12,13 full 2:13 full-time 13:23 functioning 22:8 further 2:8,16 3:4 56:21 103:7 120:23 121:15 fuzzy 34:23	getting 16:14 67:3 89:3 118:19 give 15:14 72:19 73:6,7,11,19 106:1 given 16:6 87:23 104:3,14 119:7 121:13 go 7:21 8:6 9:6 15:12 33:17 38:14 43:9,22 49:2,23 79:3 80:7 81:18 81:19,20 96:17 97:16 98:4 102:16 107:6 110:19 113:2 120:11 goes 79:22 going 17:17 18:6 22:5 33:13,23 42:6 51:19 62:9 65:21 67:14 68:16 76:13 77:10,13 81:18 84:17 92:3 106:13 108:14,23 120:18 goings 114:13 good 27:17 71:14 109:7 Goodwater 82:23 gotten 119:12 government 11:8 go-by 36:18 grabbed 68:15 Graduated 8:2 graduation 8:8 grant 31:15 granted 30:21 grapple 70:3 Green 109:1 grew 47:19 grounds 2:23 guard 112:10,16,20 113:1,22 114:8,11 114:18	guess 26:19 78:21 guessing 78:18 79:2 guidelines 42:4 guy 16:9 guys 27:14 35:6 43:11	H	high 7:21 8:8 106:2 Highway 5:17 hired 13:10,12 hit 110:13 hitting 67:15 Hold 80:22 holding 29:4 51:8 61:3,8,21 62:13 64:8 65:10 70:6 74:7,20 75:5,12 90:20,22 110:21 111:7 hole 65:11,17 home 13:5,7 honey-dos 14:13 Honolulu 11:16,18 hoping 55:14 hospital 43:10 96:7 96:17,22 97:16 98:4 110:20 111:1 hour 35:20 58:3,4 116:11 117:8 hours 58:1,2 108:21 110:6 house 7:17 95:9 housed 61:2 110:4 hundred 108:21 hurt 109:6 110:13 hurting 69:19 85:18 86:2,15,19 107:1 108:8,9	I	idea 18:5 87:5 identification 4:12 identified 27:15 37:17 38:19 69:13 99:21 identifies 99:17 identify 99:9 100:8 III 5:8 imagine 94:20 immediate 89:5 immediately 92:11 implemented 42:19
G	Gary 5:20 generated 59:4 81:1					

interview 40:18	Joan 80:4	31:11,12,17 32:9 33:14 34:3 35:15 35:19 38:19 43:14 45:12,18,19 46:6 47:10,13,15,17,21 51:16 53:19,23 54:1,6,12,19,21 59:2,12,12,16,17 60:1,5,14,22,22 61:13,15 62:7,7 62:10 63:7,7,8,9 64:17,17,18 65:12 66:4,23 67:22 68:20,22 69:16	leadership 21:5,7 leading 2:20 learn 51:12 leave 14:16,21 114:9 Lee 7:7 left 16:5 97:12 leg 110:14 length 61:22 62:16 62:18 74:17 75:2 lengthy 52:4,11,17 let's 48:16,18 50:3 106:21 116:5 lieutenant 16:1 18:8,10,23 19:5 19:12 20:4,7 21:2 25:8 96:11 life 30:19 lights 109:21 likewise 66:12 limitating 92:16 limited 92:17 little 14:14 28:18 34:23 live 7:8,13 10:19 11:3 lived 7:10 Lives 10:20 local 39:10,12 located 30:12 log 78:13,16 80:2 111:14 logs 33:7,11,19 111:5,5 long 7:10 10:2 11:20 12:3 14:20 57:14 62:5,12,15 74:6,14 75:4 82:3 105:17 106:8 longer 74:19 look 31:19 33:18,22 38:9 43:22 48:16 49:3 59:8,10,13 59:16,20 63:18	80:2 97:13 102:17 106:11,13 113:17 118:17 looked 54:3,11 69:6 78:5 looking 55:8 106:11 108:11 111:8 looks 32:8 lot 17:7 19:8 47:15 47:17 52:20 89:6 90:6 91:15 100:16 loud 83:20 110:7 lower 31:21 69:19 lying 110:12
<b>J</b>	<b>K</b>		<b>M</b>	
<b>J</b> 5:8	keep 53:1,2 75:4 80:12,13 88:18	maiden 10:15		
jail 19:14 20:3	keeping 33:12 86:21	Main 2:4 6:11		
21:21 22:8,12,17	Kelly 1:5 41:7 47:9 51:8 57:7 61:2	maintain 71:14		
22:23 23:3 25:22	62:19 67:13 74:20	making 15:9 20:18 31:8 44:11,13		
25:23 26:6,8,17	75:16,20 76:4	55:5 101:15		
26:20,21 27:3	85:1,8,17 88:1	man 20:14,22		
28:3 29:13 33:14	100:16 106:21	47:20		
35:22 36:2,3,9,9	107:17 108:12	managed 15:5		
36:15,16 37:17,21	109:2,18 110:3,10	29:13		
38:7 39:22 40:1,8	Kelly's 83:5 108:3	management 15:1		
41:9,12,23 42:18	kept 53:20 54:4,10	106:19		
46:5,19 47:11	54:19 56:18	managing 9:5		
48:2 58:17 62:9	kick 76:5 84:11	manual 36:4 99:15		
70:13 71:9,10,17	kids 10:6	104:3		
79:16 82:19 83:9	kill 109:21	March 49:14,21,23		
92:14 94:2 95:16	kin 121:16	marked 4:11		
97:7,11,22 99:8	kind 22:22 26:9	marriage 10:11,12		
99:15 105:15,19	27:20 29:13 35:3	married 9:20,22		
105:21 106:4,13	35:6 36:7 38:15	10:3,13 11:1		
108:13 112:6,22	46:8,18 49:16	master 9:16		
113:6,18 114:19	57:18 59:16 60:12	matter 44:11 98:5		
116:1 118:1	89:1 102:17	ma'am 105:12		
120:12	106:11 114:15	106:10 108:7		
<b>jailers</b> 20:20	118:9	111:17		
<b>James</b> 45:4,8,13	kinds 43:13,14	McDonald 4:4 5:15		
46:2 104:23	knew 33:23 35:4	5:16,16 6:20 37:2		
<b>January</b> 12:21 14:7	47:16,23 51:11	37:14 41:10,13		
14:8,10,11 20:8	65:1 69:8			
21:11 22:2 62:22	knocked 110:11			
71:6 87:16 107:16	know 15:12 16:19			
<b>JEFFERSON</b>	20:17 22:20,21			
121:4	23:4 30:19 31:6,9			
<b>Jo</b> 9:23				

48:16,19,22 49:5 49:10,13,17,19,22 50:3,7,10,13 52:5 53:22 56:5 57:2 61:5 62:4,15,21 63:6 64:11,16 65:4,19 66:21 67:10,17 69:10 70:23 71:8 72:5 74:8 75:23 76:16 76:21 77:2,6,9 78:20 79:1 80:17 80:22 81:4,10 83:10 84:6,11,20 85:4 93:8,14 95:3 95:21 96:2 98:21 99:1 100:18 102:10 103:11,14 105:4,7 107:18 112:1 119:18 <b>meals</b> 117:20 <b>mean</b> 14:18 15:2,7 16:21 18:4 23:12 23:13 29:9 30:13 31:12,17 38:7 44:14 54:5,20 57:10 59:22 63:9 68:21 69:4 72:10 72:15,17 73:20 74:22 79:15,19 80:6 92:15 95:19 103:17,19 104:16 118:14 <b>medical</b> 38:14 39:6 39:8 43:21 46:11 46:17 53:4,10 57:11 85:17,19 86:15 88:2,5,11 88:17 89:5,13 90:5 91:14 94:6 94:22 96:18 99:18 99:22 100:13 102:2,9 104:13,18 110:21 118:12,16	118:22 119:5,13 <b>Medicalic</b> 86:20 <b>medicine</b> 117:20 <b>meeting</b> 18:3 <b>members</b> 47:19 92:18 <b>memories</b> 77:18 <b>mental</b> 40:17 86:4 <b>mention</b> 109:15 <b>mentioned</b> 41:17 57:13 <b>messed</b> 109:8 <b>MIDDLE</b> 1:2 <b>Mike</b> 82:11,12 <b>military</b> 7:18 8:7 11:7 12:8 <b>mind</b> 11:12 78:1 <b>minute</b> 84:12 <b>misspoke</b> 56:7 <b>mixed</b> 57:18 <b>mom</b> 7:15 <b>Monday</b> 117:2 <b>money</b> 12:6 <b>monitor</b> 113:16 <b>monitoring</b> 9:5 <b>monitors</b> 113:4 <b>Montgomery</b> 5:17 5:23 16:10 <b>month</b> 17:21 26:14 61:3 <b>months</b> 7:16 12:5 12:22 14:18,19 <b>mop</b> 93:6 110:11 <b>moved</b> 13:6 18:19 51:8 52:3,11,16 52:23 53:8 111:13 <b>moving</b> 88:1 93:5	11:4 <b>necessary</b> 2:18 91:13 110:19 <b>neck</b> 68:15 <b>need</b> 43:9 44:2 46:9 83:19 86:15 89:5 90:5 94:13,22 97:8,14 98:9 99:22 100:13 106:16,16 107:21 119:6 <b>needed</b> 22:21 39:2 40:19 46:16,17 67:7 72:13 73:9 111:1 <b>needing</b> 53:10 <b>needs</b> 44:9 45:21 46:11 53:5 58:5 85:19 91:15 94:6 96:17 97:16 98:3 98:7,11 117:16 <b>neither</b> 121:16 <b>Nell</b> 10:14,15 <b>nerve</b> 9:2,10 <b>never</b> 73:14 74:5 105:18,20 <b>new</b> 15:20 16:7,13 17:5 26:15,17 <b>night</b> 30:2,9 66:6,6 78:15 108:20 110:2 111:5 116:4 117:6,22 <b>nights</b> 28:10 33:5 <b>nighttime</b> 117:5 <b>nineteen</b> 110:6 <b>nod</b> 16:4 <b>noise</b> 110:7 <b>non-commissioned</b> 9:17,19 <b>normal</b> 116:9 <b>Notary</b> 2:2 5:5 6:3 <b>note</b> 44:17 63:3 <b>notes</b> 62:20 63:13 75:11	<b>notice</b> 3:5 56:21 <b>noticed</b> 31:18 37:5 40:7 112:10 <b>notified</b> 22:13 <b>November</b> 41:13 47:11 50:5 105:9 <b>numb</b> 110:15 <b>number</b> 20:14,22 20:23 63:12 92:17 <b>numerous</b> 48:23 <b>nurse</b> 39:3	101:6,11 <b>occurred</b> 77:11 98:15 <b>occurring</b> 100:3,8 <b>October</b> 13:7 <b>offered</b> 3:2 4:12 <b>office</b> 33:21 40:5 44:13 58:6 106:1 106:3 <b>officer</b> 9:18,19 19:10,16 21:21 48:6 50:15,19 66:11 82:13 98:13 100:12 101:19 103:1 109:22 117:14 119:4 <b>officers</b> 20:1 99:11 116:1,6 <b>officer's</b> 118:1 <b>off-the-record</b> 25:18 82:8 93:18 107:12 <b>oh</b> 23:16 26:7 36:14 48:21 53:9 54:17 54:18,20,21,23 55:2 56:8,9 58:11 74:11 83:21 88:13 96:18 97:10,23 118:23 <b>okay</b> 15:17 24:14 30:16 49:2 50:2 55:13 56:6,9,11 56:13 84:3,8 86:17 96:13 106:18 107:18 116:9 <b>old</b> 7:19 10:9 <b>Omaha</b> 10:20 11:4 <b>once</b> 43:20 63:22 109:6 <b>operation</b> 15:23 34:14 <b>operations</b> 8:23 <b>opportunity</b> 16:3
	<b>N</b> N 1:18 4:1 5:1 <b>name</b> 7:5 9:23 10:14,15,22 16:8 94:9 <b>NCO</b> 12:1 <b>Nebraska</b> 10:20		<b>observations</b> 112:19 <b>observe</b> 89:2 90:10 90:12,18 92:3,5 <b>observing</b> 88:8 <b>obtain</b> 44:3 <b>obtained</b> 28:21 <b>obviously</b> 35:15 101:22 <b>occasion</b> 75:22 98:16,20 <b>occasionally</b> 30:8 30:15 40:21 59:6 70:10 <b>occasions</b> 73:5	

119:7 oral 6:15 <b>order</b> 49:16 114:12 <b>outside</b> 11:7 15:21 66:10,11 71:9 <b>overall</b> 106:12 <b>overlooked</b> 16:19 <b>Owens</b> 1:12 15:18 21:10 26:16 36:5 46:21 55:1 83:3,4 83:5 104:5	<b>P</b> <b>P</b> 1:18 5:1,1 <b>page</b> 4:2 68:12 <b>pain</b> 85:21 <b>pallet</b> 71:21 <b>paper</b> 64:7,21 72:2 72:13,15,19,22 <b>papers</b> 68:7 <b>paperwork</b> 105:23 <b>paramedic</b> 97:7 <b>part</b> 23:1,6 38:4,11 47:5 52:22 89:23 <b>particular</b> 28:3 35:23 106:9 <b>parties</b> 1:21 2:22 121:17 <b>part-time</b> 11:11,15 14:14 19:13 30:6 30:8,20,21 <b>pass</b> 19:23 33:19 59:17 <b>passed</b> 60:2 <b>patients</b> 36:21,23 37:12 40:11 41:1 95:1 <b>pawn</b> 94:21 <b>pay</b> 91:14 <b>PD</b> 18:22 <b>Peebles</b> 2:1 5:4 6:1 121:22 <b>people</b> 27:8,12,22 28:2 29:15 41:22 43:17 46:4 55:4	59:3 66:4 92:20 93:3,9 95:13 113:2 116:21 120:2,6 <b>percentage</b> 106:2,2 <b>performing</b> 13:20 88:11 <b>period</b> 30:5 52:4,12 52:17 82:14 <b>permanent</b> 51:9 <b>person</b> 20:23 25:21 26:5 27:20 29:7 30:9,12,14,22 31:2 43:5 48:3 66:1,6 75:1 79:13 81:22 88:21 89:20 90:3,7 91:2,7,9,11 92:4,7,9,13 98:2,3 102:9 103:3 116:12 117:7,9,12 117:22 120:10 <b>personally</b> 53:16 <b>person's</b> 117:15 <b>phone</b> 23:1 44:12 45:12 <b>pick</b> 30:6 <b>picture</b> 106:12 <b>piece</b> 64:6,20 <b>pills</b> 86:16,18 108:14 109:4 <b>placed</b> 75:11 <b>places</b> 11:11 <b>Plaintiff</b> 1:7 5:7 <b>please</b> 7:5 <b>point</b> 21:17 33:20 38:23 64:3 <b>Pointe</b> 5:22 <b>points</b> 40:14 <b>police</b> 82:12 83:1 <b>policies</b> 37:9 40:23 99:16 <b>policy</b> 36:3,9 37:17 37:21 38:6,11 39:4 41:4 42:9,11	42:17,18 43:19 46:3,7,19 47:1 99:14 100:14 103:20 104:1,2 118:11 <b>population</b> 89:10 89:22 90:16 92:20 <b>position</b> 20:7,10 25:23 26:19 29:4 30:7,21,22 32:18 32:21 33:1 79:17 <b>positions</b> 26:9 27:19 <b>possible</b> 44:5 <b>post</b> 8:23 9:3,12 <b>posted</b> 58:12 <b>practice</b> 33:10 45:18 112:12 <b>practices</b> 15:1 <b>preparing</b> 54:2 <b>prescribed</b> 44:7 <b>presence</b> 69:3 <b>present</b> 116:23 <b>pretty</b> 18:4 34:10 45:17 112:11 <b>Primarily</b> 118:3 <b>primary</b> 16:5 19:6 35:13 <b>prior</b> 3:3 10:11,12 17:22 20:9 <b>probably</b> 19:17 32:14 57:12 70:8 78:18 <b>problem</b> 22:14 38:3 39:1 41:7 59:1 73:21 89:14,17 119:5 <b>problems</b> 36:22 37:13,20 38:16 41:19,21 52:19 95:2,11 106:14 <b>procedure</b> 6:7 94:11 104:2 <b>procedures</b> 35:21	36:4,10 40:23 99:16 <b>proceedings</b> 6:16 <b>process</b> 38:15,22 <b>produced</b> 79:6 <b>program</b> 19:23 <b>promoted</b> 20:6 27:19 <b>promotion</b> 19:12 <b>provide</b> 100:6 <b>provided</b> 6:6 36:18 99:8 <b>providing</b> 46:14 <b>Public</b> 2:2 5:5 6:3 <b>pulled</b> 107:17 <b>pursue</b> 39:7 <b>pursuing</b> 103:21 <b>put</b> 26:9 36:6 46:18 57:9 <b>puts</b> 100:2 <b>P.C</b> 5:9 <b>p.m</b> 2:7 6:13	<b>reaction</b> 76:20 <b>read</b> 86:17 <b>reading</b> 2:9 <b>real</b> 93:15 <b>really</b> 44:14 <b>rear</b> 117:19 <b>reason</b> 16:5 52:9,16 52:23 54:4 55:3 81:13 84:17 87:23 118:13 <b>recall</b> 12:10,11 16:8,11 17:20 28:23 30:20 31:10 32:20 34:7,11 37:23 39:23 40:2 40:13 41:3,15 48:7,8 51:13 52:18,21 54:15 57:5,6,13,17 59:9 59:22 61:8 62:3 62:14 64:2,23 67:19,21 68:1,17 68:21 70:10,20 <b>Q</b> <b>qualifications</b> 40:16 <b>question</b> 22:15 37:4 52:14 77:14 84:1 84:10 85:6,15 96:14 103:19 111:3 118:10 <b>questions</b> 2:19,21 10:4 105:5 114:7 121:9 <b>quick</b> 18:5 93:15 <b>quicker</b> 91:15 <b>quite</b> 17:9 49:16	<b>R</b> <b>R</b> 5:1 121:1 <b>radio</b> 92:9 <b>ran</b> 21:10 35:7 <b>Randi</b> 9:23 <b>rank</b> 9:14 18:10 26:9,23
---	--	---	--	---	---	--

59:15 97:2 104:19 104:22 <b>referred</b> 27:1 36:8 45:4 <b>referring</b> 62:17 <b>refers</b> 96:21 <b>refilled</b> 87:13 <b>reflect</b> 61:21 <b>reflected</b> 62:19 75:10 <b>reflects</b> 63:4 <b>refresh</b> 69:1 <b>refused</b> 73:18 <b>refusing</b> 73:7 <b>regard</b> 104:13 <b>related</b> 101:17 <b>relating</b> 2:14 <b>relatives</b> 47:21 <b>released</b> 62:23 <b>relieved</b> 114:10 <b>remember</b> 29:1,3 32:23 41:16,19 57:3 70:5 73:13 73:23 74:18 75:13 <b>remove</b> 109:20 <b>removed</b> 111:11 <b>render</b> 91:12 92:10 <b>report</b> 31:20 102:10 108:20 110:2,8,15 <b>reported</b> 103:3 <b>Reporter</b> 6:2,18 <b>reports</b> 31:19 61:14 61:17,19,20 62:8 63:16 102:7 106:6 106:6 <b>represents</b> 121:12 <b>request</b> 39:6,8 43:20 66:16 72:16 85:17 89:13 96:18 108:3 118:12,16 119:1 <b>requested</b> 66:19 106:22	<b>requests</b> 43:18 <b>required</b> 65:2 71:20 <b>resigning</b> 17:17 <b>respect</b> 47:8 <b>respective</b> 1:22 <b>responders</b> 38:9 42:21 97:1 110:17 <b>responds</b> 97:7 <b>response</b> 87:15 <b>responsibility</b> 114:15 <b>responsible</b> 25:22 26:5 29:8 46:14 101:14 <b>restoration</b> 12:17 <b>restroom</b> 65:22 <b>result</b> 121:18 <b>retain</b> 34:6 <b>retained</b> 34:19 <b>retired</b> 9:15 12:14 21:9 <b>retirement</b> 12:20 <b>reverse</b> 49:2 <b>review</b> 61:14 63:15 106:7 <b>reviewed</b> 54:7 63:13 106:5 <b>revised</b> 36:3 104:6 104:16 <b>Richard</b> 5:8 55:11 114:2 118:10 <b>Ricky</b> 1:12 15:18 21:9 26:16 36:5 46:21 55:1 <b>ride</b> 47:18 <b>right</b> 8:8 17:9,22 29:19 32:4 66:2 66:15 70:19,22 72:3 73:19 81:3 81:15,21 86:14 91:4,17 92:6,7 106:23 107:23 108:5 111:23	112:23 113:15,20 114:5 115:16,18 117:4 119:9 <b>right-hand</b> 31:21 <b>road</b> 13:18,20 22:5 22:9 23:20 24:4 24:17 28:1 29:11 47:15 82:16,20 105:15,17 106:3 <b>roads</b> 47:18 <b>Robaxin</b> 87:12 <b>Roberson</b> 26:3,18 32:6 35:11,12 46:22 50:16 51:22 56:14,15,18 59:16 60:4 <b>Rochester's</b> 50:17 <b>Rockford</b> 2:5 6:11 7:9 110:16 <b>Roebuck</b> 11:16 <b>room</b> 40:8,20 65:8 68:9 <b>rotated</b> 34:18 <b>routine</b> 33:15 <b>row</b> 57:23 <b>Rudd</b> 82:11,12 <b>Rule</b> 6:6 <b>rules</b> 2:14 6:7 <b>run</b> 20:18,19 <b>running</b> 15:23 <b>runs</b> 79:14	<b>saying</b> 33:22 <b>says</b> 54:17 56:7,22 68:14 70:13,17 71:1 72:23 73:4 73:17 85:18 86:9 86:14,20 87:1 103:21 110:10 <b>schedule</b> 44:6,17 57:18 58:12,13 <b>scheduled</b> 58:1 <b>school</b> 7:22 8:9 <b>schooled</b> 43:12 <b>screening</b> 38:14 <b>scuffle</b> 70:3 <b>se</b> 47:22 51:18 99:14 <b>searched</b> 109:12 <b>Sears</b> 11:15 <b>second</b> 80:23 <b>secretary</b> 79:5 80:5 81:20,23 <b>section</b> 104:18 <b>security</b> 11:15,17 <b>see</b> 39:2,10 42:14 43:18 44:10,18,21 45:13,13,21 48:18 50:3 53:7,21 62:8 64:1,20 78:3 84:7 85:19 86:3,15 87:8 89:3,21 90:15 97:13 98:21 99:3 100:12 102:3 103:6 106:21 107:8,22 108:4 114:21 115:5 119:6 <b>seen</b> 45:5 60:16 83:14 <b>sees</b> 92:8 <b>seizure</b> 42:15,16 43:6 98:16,19 99:3,9,13 100:3,8 101:17,21 102:8 102:21,22 103:4,8 103:2 113:4	103:22 <b>seizures</b> 41:2,5,8,17 41:22 42:2,6,9 57:8,12 95:14 99:17 101:5,10 <b>send</b> 95:20 <b>senior</b> 9:15 <b>sent</b> 68:7 96:7 <b>September</b> 2:6 6:12 13:7 <b>sergeant</b> 9:16 20:11 20:13,22 26:3,11 26:23 27:2 28:14 29:12 33:16 35:5 46:22 50:21 51:22 56:14 59:15 60:4 116:14 120:6 <b>sergeants</b> 47:6 <b>serious</b> 36:22 37:13 37:15,20 38:2 106:15 <b>serve</b> 93:9,10 <b>ServePro</b> 12:16 14:15 <b>set</b> 42:5 44:9 <b>severe</b> 95:2 <b>shared</b> 19:18 <b>sheriff</b> 13:1,9,11,14 13:17,20 14:6 15:6,18 18:14 21:8,9,10 26:15 31:5 36:5 46:21 46:21 52:1 55:1 56:17,17 64:6 81:2,5 82:13 83:18 94:20 96:10 105:8 112:5 <b>sheriff's</b> 14:1 36:17 58:6 <b>she'd</b> 33:17 <b>She'll</b> 84:11 <b>shift</b> 19:18,19 20:4 21:4,6,22 23:9,10 23:15 26:12 27:14
--	--	--	--	--

27:16,21 28:6,7 28:15 29:9,18,20 31:20 33:3,4 35:18,19,20 78:12 78:15 105:10,13 106:6 108:20 110:2,9 111:4,5 116:3,4,6,10,11 117:6,8 <b>shifts</b> 58:3,4 <b>shook</b> 84:1 <b>short</b> 7:15 82:14 <b>shortly</b> 36:1,6 <b>shoving</b> 69:18 <b>show</b> 55:15 56:4 <b>shower</b> 111:7,16,19 111:20 <b>shows</b> 48:14 107:2 <b>sick</b> 95:15 <b>side</b> 23:22 84:2,4 108:5 <b>sign</b> 32:16 33:22 <b>signature</b> 2:10 31:22 <b>signatures</b> 32:3 <b>significant</b> 11:14 106:14 <b>signing</b> 33:6,11 <b>simple</b> 72:15 <b>sir</b> 7:6,23 8:13 9:21 11:19 12:9 13:6 13:19 14:3,9 17:15,20 18:9,13 21:1,3,16,20,23 22:10 23:11,12,16 23:17 24:15,22 25:4,6,9,12,15 26:2,22 27:7,13 29:23 30:3 31:23 32:20 33:8 34:22 35:12 36:14 37:8 41:3 42:1,3,8 43:4 43:7 44:22 45:17 47:4,7,12 48:13	51:1,4,6 52:8,15 53:9,12 54:1,5 55:6 56:20 58:11 58:20,21 59:2 60:18,20 61:18 63:15 64:15 65:6 66:9 67:5,12,20 68:11 69:4 70:1,4 73:9,22 74:21 75:14 76:2,7 77:19 78:7 79:15 82:2,18 83:16,22 84:22 85:5,12,13 86:1,11,13,23 87:2,14,17,21 88:6,9,13 91:5,20 92:15 93:13 95:7 95:8,12,16,19 97:18,23,23 98:18 99:4,5,6,20 100:4 103:23 104:6,21 105:1,12 112:7,14 112:23 113:8,11 113:19 114:11,20 115:2,7,9,22 116:22 117:12 118:14,23 119:11 119:14 120:13 <b>situation</b> 38:5 47:9 78:4 98:15 <b>situations</b> 97:3 <b>six</b> 7:16 12:21 24:17,19 57:22 <b>sixty-four</b> 68:13 <b>skills</b> 79:18 <b>sleep</b> 65:2 71:21 <b>small</b> 16:20 17:1 19:7 <b>SMITH</b> 5:9 <b>socialize</b> 60:21 <b>sole</b> 114:14 <b>somebody</b> 28:23 45:19 59:22 63:23 70:13 88:20,23	106:8 soon 44:5 sorry 84:7,9 115:12 sort 23:5 sorts 9:2 59:14 <b>SOUTHERN</b> 1:3 specific 41:4 42:9 64:2 79:16 94:9 specifically 60:11 99:17 <b>specifies</b> 104:11 <b>spelled</b> 39:4 <b>spend</b> 22:2 74:6,14 105:14 <b>spent</b> 22:4 62:12 <b>staff</b> 9:7 18:2 22:17 42:20 79:16,23 92:17 99:8,9 <b>standard</b> 28:5 36:19 112:12 <b>standards</b> 36:16 <b>start</b> 15:22 116:5 <b>Started</b> 13:19 <b>starts</b> 89:16 <b>State</b> 2:2 6:3 121:3 <b>statement</b> 69:3 <b>states</b> 1:1 109:19 <b>station</b> 88:23 91:18 118:2 <b>stayed</b> 117:10 <b>stays</b> 117:9 <b>stenotype</b> 121:8 <b>Steve</b> 29:1,5 <b>sticks</b> 11:12 <b>STIPULATED</b> 1:20 2:8,16 3:4 <b>stipulation</b> 6:8 <b>stipulations</b> 6:19 <b>Stockham</b> 4:3,6 5:8 5:9 6:21 7:4 25:20 50:20 55:9 55:12,16,20 56:1 56:3 62:18 63:1 63:10 76:19 77:4	77:8,12,15 81:7 81:12 82:10 84:15 93:16,23 105:2 119:21 120:20 <b>stomach</b> 85:22 86:16,18 <b>stop</b> 67:15 68:16 70:14 <b>storage</b> 80:15 <b>street</b> 2:5 6:11 40:3 40:4 <b>strictly</b> 111:20 <b>Stroud</b> 32:14,15 <b>structure</b> 23:23 <b>stuff</b> 99:13 <b>suffered</b> 41:2 95:10 <b>suffering</b> 95:14 <b>suggest</b> 42:23 98:10 <b>suicide</b> 108:16 109:16 <b>Suite</b> 5:11 <b>Sundays</b> 57:20 <b>supervision</b> 32:19 32:22 121:11 <b>supervisor</b> 59:14 60:3 <b>supposed</b> 38:1 <b>sure</b> 24:1 25:1 29:6 30:18 33:4 34:13 37:3 38:13 40:15 45:3 46:10 48:9 51:20 52:1,14 60:2 67:8 69:15 70:8 71:11 72:14 104:17 <b>sworn</b> 7:1 <b>Sylacauga</b> 7:16 8:3 10:18 <b>system</b> 34:7,8,9,9 113:14 <hr/> <b>T</b> <b>T</b> 1:18,18 4:10 121:1,1 <b>take</b> 37:18 38:9	42:13,22 43:22 44:6 53:6,13,16 93:14 102:18 107:21 108:15 109:5 117:15 118:16 <b>taken</b> 2:1 40:3 46:10,11 51:2 53:21 93:21 98:11 106:22 107:3 110:20 111:1,2,6 111:12,15 121:7 <b>takes</b> 98:8 <b>talk</b> 40:18 43:23 59:3 70:14,14 <b>talked</b> 31:13 70:9 <b>talking</b> 15:15 55:22 70:5 86:1 114:3 <b>tape</b> 34:4,15,20 91:23 <b>taped</b> 64:6 91:21 92:2 <b>tapes</b> 34:11,16,17 <b>tasking</b> 117:23 <b>Taylor</b> 108:23 <b>teeth</b> 83:6,9 84:18 85:3,9 108:5,9 <b>tell</b> 18:7 51:17 60:14 67:6,7 74:23 85:14 108:12 <b>ten</b> 58:3 <b>tend</b> 53:3 90:6 120:11 <b>Terra</b> 10:23 11:2 <b>Terry</b> 1:16,23 6:13 6:23 7:7 <b>testicles</b> 76:6 <b>testified</b> 7:2 68:12 76:4,12 100:21 <b>testify</b> 76:9,10,18 77:3 <b>testifying</b> 68:18 <b>Thank</b> 119:17
--	--	--	--	---

thee 54:21	81:10,23 82:3,14	trial 3:1	V	week 57:16 74:19
thereto 3:3 121:9	88:4 93:3 104:5	true 24:16 66:12	vacation 45:23	weekends 57:19
thing 23:5	105:14 107:23	121:12	value 11:14 102:19	weeks 26:14
things 15:10 16:20	113:18 114:6	trustees 93:2,5	varies 63:2	Wendy 26:3 32:6
16:20 17:2 19:9	116:18 119:2	try 45:12 46:2	versus 90:8 105:15	35:11,12 46:22
23:4,14 34:1	times 23:2 40:14	73:23 89:17	116:4	56:12,14,18
43:13 63:17 74:3	72:21 101:3	trying 11:9 12:5	VHS 34:11	went 8:7 18:20,21
93:6 106:4,12	120:14	28:22 33:12 55:20	visit 107:14	20:21 35:3,4
think 11:10 15:19	today 37:6 104:4	56:2 76:5 109:16	volume 105:22	83:13,15 84:16
16:10 24:3,5,22	108:12 112:6,19	TW 31:23	vs 1:9	86:9 105:18,20
28:4,19,20 30:4	toenail 73:18	twelve 7:12 35:20		weren't 61:4,12
33:2 34:12,18	toilet 65:8 72:2,13	116:11 117:8		94:5 117:22
48:5,10 52:22	72:14,19,22	twenty 109:4	Wetumpka 18:21	
68:6 74:9,22	told 27:23 70:17,18	twenty-two 8:18	18:22	
83:14 85:21 105:9	74:4 85:1,8,11	twice 63:22	we'll 31:19	
108:17 110:18	109:2	two 20:2,14,22	we're 19:7 79:2	
113:11	tooth 85:18 86:2,14	25:13 28:6,8,9,10	114:3	
third 30:14	86:19 106:23	28:10 29:12,20	we've 24:17 45:19	
thirty 10:10 34:16	107:17 108:8	32:2 54:17,18,20	45:20 48:14 49:1	
34:19	toothache 86:21	54:20,21,21,23,23	69:5,7 95:15	
thirty-one 34:17	total 24:8,9,10,12	55:1,2 56:7,8,8,8	who've 95:10	
thought 22:20	touched 118:9	56:10,10,11,11	Willford 4:5 5:20	
63:20	Tough 10:4	110:16 120:5	36:23 55:7,10,13	
three 11:1 14:19	tour 112:5	typewriting 121:10	55:18,22 64:9,13	
19:5,21 20:23	tower 29:22 78:13		70:21 83:18,23	
21:18 23:13 54:18	78:15 89:21 90:7	U	84:4 90:12 103:9	
55:2 56:8,10,11	90:11 91:4,7,9	U 1:18	112:4 119:16	
74:1 109:1 116:20	92:6,8 111:4,5	Uh-huh 32:12	William 13:11	
116:21 120:2	112:9,16,20 113:1	Uh-uh 49:17,19	Wilson 1:16,23	
tied 113:5	113:16,23 114:9	understand 19:7	6:14,23 7:7 10:1	
till 56:21	114:18,22 115:8	37:3 81:8	10:14,23 105:8	
time 2:23 3:1 7:15	train 99:11	understanding	window 64:7,21	
14:20 15:16 16:2	trained 46:23	27:17 114:1	91:22 92:1,3	
16:23 18:8 20:9	training 17:6,12	understood 46:9	wing 9:7	
22:3,4 25:3 27:16	46:15 99:7 100:6	52:10	witness 2:11 6:14	
28:3 29:5,11 30:4	transcript 121:13	UNITED 1:1	48:21 49:1,12,15	
35:2,23 37:11	transfer 94:14	updated 113:14	49:18,20 50:2,5,9	
39:14 40:2 41:10	95:17	updates 104:7,9,12	50:12 55:15 77:1	
44:7,8 50:11	transferred 94:4	urinate 65:15,16	Weaver 39:14,16	
51:20 52:4,12,17	transport 98:6,10	use 39:20 40:20	39:20,21 44:4	
54:23 58:7 60:19	98:13,14	65:8 73:1 79:20	45:9,22 53:18,21	
61:22 62:11,16,19	transported 98:7	Usually 6:18	104:20	121:14
64:2,5 66:1 68:14	trays 93:11	usually 40:6	Weaver's 40:5 44:6	witnessed 75:15
74:17 75:3 81:1	treat 95:1,4,6 99:11		WEBB 5:21	work 9:12 11:11
				12:3,19 13:15,16

14:14 17:7 18:21 18:22 22:11 38:23 57:15,19 60:9 71:13 79:20 <b>worked</b> 11:14 12:13 19:3 31:17 32:17 40:6 117:21 <b>workers</b> 28:6 33:3 <b>working</b> 11:7 13:22 28:8,10 47:14 71:14 82:19 <b>world</b> 7:18 <b>worse</b> 89:4 <b>wouldn't</b> 60:1,22 72:18,19 101:7 <b>wrap</b> 73:1 <b>writing</b> 37:22 <b>written</b> 46:7 <b>wrote</b> 87:10	17:19 49:14 <b>07</b> 14:8,11 <hr/> <b>1</b> <b>1-2-04</b> 87:13 <b>1005</b> 5:17 <b>105-112</b> 4:4 <b>112-119</b> 4:5 <b>114</b> 5:11 <b>119-120</b> 4:6 <b>12th</b> 63:5 <b>12-27-03</b> 86:10 <b>13th</b> 50:6 <b>14th</b> 107:16 <b>16th</b> 62:23 110:1,5 <b>19th</b> 108:19 <hr/> <b>2</b> <b>2nd</b> 87:16 <b>2:45</b> 2:7 6:13 <b>2:50-CV-011150-</b> ... 1:10 <b>20th</b> 62:22 <b>2003</b> 24:2 37:11 41:12,14 47:11 49:6 71:6 81:23 96:12,13 105:9 110:5 112:12 113:10,15 114:4 115:10,15 116:2 118:11 <b>2004</b> 37:11 48:20 71:6 82:1 112:12 113:15 114:4 115:17 116:2 118:11 <b>2007</b> 2:6 6:13 <b>2204</b> 5:10 <b>25th</b> 2:6 6:12 <b>27th</b> 107:1 <hr/> <b>0</b> <b>03</b> 20:8 21:12,13 22:2 49:9 107:1 110:1 <b>04</b> 14:5,11,22 15:19	<b>35216</b> 5:18 <b>36124</b> 5:23 <hr/> <b>7</b> <b>7-105</b> 4:3 <b>72</b> 8:5,15 <b>7475</b> 5:22 <hr/> <b>9</b> <b>95</b> 7:12 8:15 12:21 12:21 13:3,8	
<b>X</b> <b>X</b> 4:1,10	<hr/> <b>Y</b> <b>yeah</b> 6:20 24:20 29:19 35:17 37:16 48:21 49:1,12,15 50:7,9,12 55:9,12 63:8 77:1 81:3,9 83:4 86:7 90:17 92:23 93:16 115:12,14 <b>year</b> 8:4 14:6,7 <b>years</b> 7:12 8:19 10:5 11:1,13,21 45:3 74:1 <b>young</b> 47:20 <b>y'all</b> 27:5 93:2 107:21 111:2	<hr/> <b>2003</b> 24:2 37:11 41:12,14 47:11 49:6 71:6 81:23 96:12,13 105:9 110:5 112:12 113:10,15 114:4 115:10,15 116:2 118:11 <b>2004</b> 37:11 48:20 71:6 82:1 112:12 113:15 114:4 115:17 116:2 118:11 <b>2007</b> 2:6 6:13 <b>2204</b> 5:10 <b>25th</b> 2:6 6:12 <b>27th</b> 107:1 <hr/> <b>0</b> <b>03</b> 20:8 21:12,13 22:2 49:9 107:1 110:1 <b>04</b> 14:5,11,22 15:19	
	<hr/> <b>3</b> <b>30</b> 6:6 <b>35136</b> 2:5 6:12 <b>35209</b> 5:12		